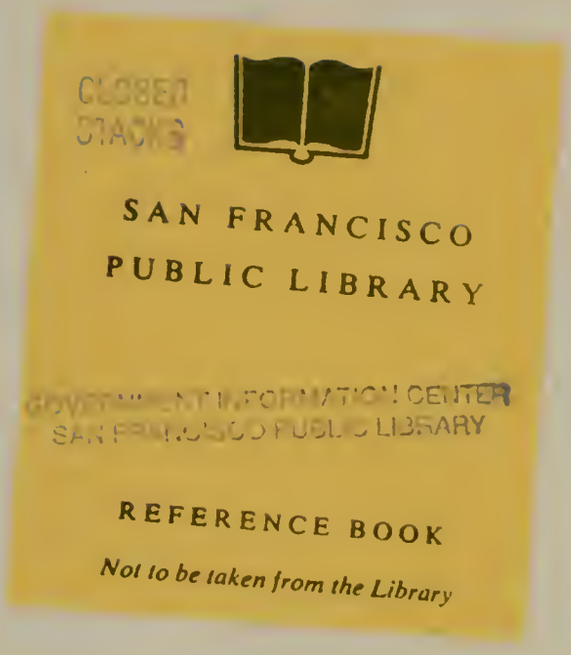
DOCUMENTS DEPARTMENT



MAY 2 1 1956

SAN FRANCISCO PUBLIC LIBRARY
3 1223 03475 3054

DOCUMENTS

DOCUMENTS

4 JANUARY 1984 EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers in Executive Session in Room 512, Hall of Justice, 850 Bryant Street, on Wednesday, January 4, 1984 at 1630 hours.

PRESENT: Commissioners Daly, Toler, Murphy, Nelder, Sanchez

1. Personnel Matter.

2. Attorney-Client Conference.

Commissioner Sanchez presiding.

4 JANUARY 1984 REGULAR SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, January 4, 1984 at 1700 hours in a Regular Session.

PRESENT: Commissioners Daly, Toler, Murphy, Nelder, Sanchez

Commissioner Sanchez presiding.

APPROVAL OF CONSENT CALENDAR

RECOMMENDATION OF THE CITY ATTORNEY FOR SETTLEMENT OF FOLLOWING CLAIMS AGAINST THE CITY AND COUNTY OF SAN FRANCISCO:

RESOLUTION NO. 1-84

LYNN, BRIAN SWANN, WILLIAM CALVIN SWANN AND MICHAEL HENDERSON

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of Lynn Swann, Brian Swann, William Calvin Swann and Michael Henderson in the sum of $220,803.00 in Superior Court Action No. 677-209, entitled, "Lynn Swann, Brian Swann, Willliam Calvin Swann and Michael Henderson vs. City and County of San Francisco, et al., "as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: February 1, 1974

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 2-84

DANIEL BAXTER AND GENE McCRACKEN

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of Daniel Baxter and Gene McCracken in the sum of $10,000.00 in Superior Court Action No. 789-507, entitled, "Daniel Baxter & Gene McCracken vs. City & County of San Francisco, et al." as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 28, 1981

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

DOCUMENTS DEPT.
SAN FRANCISCO
PUBLIC LIBRARY

* 352.2
Sa52lm
Jan.-April
1984

RESOLUTION NO. 3-84

MARIELLE SNYDER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Marielle Snyder in the sum of $6,000.00 in Superior Court No. 774-586, entitled "Murielle Synder vs. Peter Charles Buckley, et al." as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: July 25, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 4-84

JULIE TANG, ALICIA WANG-HOWE AND SIMON TSANG

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Julie Tang, Alicia Wang-Howe and Simon Tsang in the sum of $5,000.00 in Superior Court Action No. 777-752, entitled, "Julie Tang, Alicia Wang-Howe and Simon Tsang vs. City and County of San Francisco, Christine Yee, et al.," as a result of damages sustained, be, and the same is hereby approved.

Date of Incident: June 1979

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 5-84

SUSAN BRIER

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of Susan Brier in the sum of $4,000.00 in Superior Court Action No. 764-209, entitled, "Susan Brier vs. City and County of San Francisco, et al., "as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: May 21, 1979

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 6-84

DARLENE BENET MORGAN & HER ATTORNEY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Darlene Benet Morgan and her Attorney, Tibor Uskert against the City and County of San Francisco in the sum of $2,475.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: June 20, 1983

AYES: Commissioners Daly, Nelder, Toler Murphy, Sanchez

RESOLUTION NO. 7-84

MANUAL J. FORD, JR.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Manuel J. Ford, Jr. against the City and County of San Francisco in the sum of $750.00 as a result of damages sustained, be, and the same is hereby approved.

Date of Incident: February 6, 1981

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 8-84

VERNER L. FOSTER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Verner L. Foster against the City and County of San Francisco in the sum of $600.000 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: April 28, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 9-84

KATHLEEN KENNEDY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Kathleen Kennedy against the City and County of San Francisco in the sum of $500.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: March 17, 1980

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 10-84

PAUL TSE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Paul Tse against the City and County of San Francisco in the sum of $176.12 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident:

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 11-84

ALFRED BYRD & HIS ATTORNEY, RAYMOND GLICKMAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Alfred Byrd and his attorney Raymond Glickman against the City and County of San Francisco in the sum of $165.07 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 16, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 12-84

RENO M. RAPGANINI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Reno M. Rapagnini against the City and County of San Francisco in the sum of $113.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 21, 1982

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 13-84

ABC TOWING & STORAGE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Company against the City and County of San Francisco in the sum of $77.60 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: November 12, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 14-84

PETER KANE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Peter Kane against the City and County of San Francisco in the sum of $76.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: June 13, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 15-84

JAMES C. LEETHAM

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jamie C. Leetham against the City and County of San Francisco in the sum of $51.50 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: November 15, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 16-84

TED AKSNES

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ted Aksnes against the City and County of San Francisco in the sum of $50.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: November 23, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 16-A-84

DWIGHT REDFIELD

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Dwight Redfield against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 2, 1983

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 17-84

LAURA TRUPIN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Laura Trupin against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 19, 1983

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

POLICE COMMISSION REPORT

Commissioner Sanchez announced that the Police Commission met in Executive Session in accordance with the Brown Act this afternoon pertaining to a personnel matter and no vote was taken.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy said he had no report tonight.

LEAVE OF ABSENCE WITHOUT PAN PENDING HEARING OF CHARGES - APPROVED (OFFICER CLINT LOCY)

Commissioner Nelder moved for approval and also moved that the matter be set for Hearing of Charges against the Officer on February 8, 1984. Commissioner Toler seconded and it was unanimously approved.

RESOLUTION NO. 28-84

LEAVE OF ABSENCE WITHOUT PAN PENDING HEARING OF CHARGES - APPROVED (OFFICER CLINT LOCY)

WHEREAS, Police Officer Clint Locy, Ingleside Station, was suspended without pay effective June 28, 1983 at 0930 hours, pending hearing of charges before the Police Commission; and

WHEREAS, police Officer Clint Locy, Ingleside Station, has requested a Leave of Absence Without Pay pending hearing of the charges before the Police Commission; therefore be it

RESOLVED, that Police Officer Clint Locy, Ingleside Station, be placed on a Leave of Absence Without Pay at his request for a period of sixty (60) days commencing November 25, 1983 until January 24, 1984, be, and the same is hereby approved.

AYES: Commissioner Daly, Toler, Nelder, Murphy, Sanchez

SETTING OF DATE FOR HEARING OF PATROL SPECIAL OFFICER RALPH C. LACEY, CENTRAL STATION

Commissioner Nelder moved that it be set for March 7, 1984, seconded by Commissioner Daly and unanimously approved.

RESOLUTION NO. 27-84

SETTING OF DATE FOR HEARING OF PATROL SPECIAL OFFICER RALPH C. LACEY, CENTRAL STATION

WHEREAS, the date to be set for the disciplinary hearing of Patrol Special Officer Ralph C. Lacey, Central Station, was called it having been set for this date; and

WHEREAS, it was required by Mr. Michael Gash, attorney for the San Francisco Police Department, that the date for the hearing before the Police Commission be set for March 7, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Patrol Special Officer Ralph C. Lacey, Central Station, is set for Wednesday, March 7, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

APPROVAL OF A RESOLUTION DECLARING THE EXISTENCE OF AN EMERGENCY IN THE POLICE DEPARTMENT PRINT SHOP.

Commissioner Nelder moved approval, seconded by Commissioner Murphy and it was unanimously approved.

RESOLUTION NO. 26-83

DECLARATION OF EMERGENCY IN THE POLICE DEPARTMENT'S PRINT SHOP

WHEREAS, the Police Department's Print Shop is vital to the efficient operation of the Police Department; and

WHEREAS, the platemaker of the Police Department's Print Shop is inoperable and cannot be repaired; and

WHEREAS, the Police Department budgeted funds to purchase a replacement press; and

WHEREAS, the Police Commission hereby declares that an emergency does exist in the Police Department's Print Shop; and be it further

RESOLVED, that the Police Commission hereby requests that the Controller authorize the purchase of a platemaker for use in the Police Department's Print Shop, and that the City Purchaser purchase a platemaker for use in the Police Department's Print Shop.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

REQUEST FOR APPROVAL OF A RESOLUTION IN REGARD TO THE DECLARATION OF EMERGENCY SIGNED BY THE CHIEF OF POLICE ON DECEMBER 7, 1982, PURSUANT TO SECTION 6.30 OF THE ADMINISTRATIVE CODE, FOR SITE PREPARATION OF THE ADMINISTRATIVE CODE, FOR SITE PREPARATION OF THE DEPARTMENT FINGERPRINT COMPUTER

Captain Henry Eidler appeared on this item and said the only room to place this item in the Hall Of Justice is on the first floor. He said they conferred with the Department of Public Works who advised that the best way to proceed would be to get the matter declared an emergency so that they would be able to proceed with the work right away. Commissioner Nelder moved approval, seconded by Commissioner Murphy and it was unanimously approved.

RESOLUTION NO. 22-84

REQUEST FOR APPROVAL OF A RESOLUTION IN REGARD TO THE DECLARATION OF EMERGENCY SIGNED BY THE CHIEF OF POLICE ON DECEMBER 7, 1982, PURSUANT TO SECTION 6.30 OF THE ADMINISTRATIVE CODE, FOR SITE PREPARATION OF THE ADMINISTRATIVE CODE, FOR SITE PREPARATION OF THE DEPARTMENT FINGERPRINT COMPUTER

WHEREAS, the Chief of Police desired to install the fingerprint computer as expeditiously as possible; and

WHEREAS, it was necessary to perform extensive site preparation before the fingerprint computer could be installed; and

WHEREAS, any delay in site preparation would also have caused a delay in the installation of CABLE/CAD; and

WHEREAS, it was imperative that the disruption caused

caused by this site preparation be completed without delay so as not to interfere with the police communications facility; therefore be it

RESOLVED, that the Police Commission of the City and County of San Francisco approves the "Declaration of Emergency" signed by the Chief of Police on December 7, 1982, pursuant to Section 6.30 of the Administrative Code.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

REQUEST FOR A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF $135,000 FOR THE PEACE OFFICERS' TRAINING FUND

Commissioner Murphy moved for approval, seconded by Commissioner Toler and unanimously approved.

RESOLUTION NO. 23-84

REQUEST FOR A SUPPLEMENTAL APPROPRIATION AMOUNTING TO $135,000 FOR THE PEACE OFFICERS' TRAINING FUND

RESOLVED, that the Police Commission hereby approves a request for a supplemental appropriation amounting to $135,000. The requested funds will be used in the Peace Officers Training Fund. The funding source will be "any legally available funes."

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

TERMINATION HEARING OF RECRUIT OFFICER FRANCIS I. KANG, SUPPORT SERVICES BUREAU, PROPERTY CONTROL DIVISION.

Mr. John Prentice said that Recruit Officer Francis Kang came into his office yesterday and requested that the firm of Bley and Bley represent his interest. Mr. Prentice said the determination has not been made as to whether or not they will do that. He said so at this time he would request a coninuance for two weeks for setting.

Commissioner Nelder said that the Commission had made an effort to clean up the disciplinary cases hanging over its head and that two weeks should be plenty enough time for a person to prepare for a hearing. He said based on that reasoning he would move that the matter be set for hearing two weeks from tonight.

After listening to further testimony Commissioner Nelder amended his motion to hear the matter on January 25th 1984, seconded by Commissioner Toler and it was unanimously approved.

Because of the conflict with this and the Severo Flores matter the Commission, on motion by Commissioner Nelder and seconded by Commissioner Toler, put the Severo Flores matter over to February 15, 1984.

RESOLUTION NO. 24-84

SETTING OF DATE FOR HEARING OF RECRUIT OFFICER FRANCIS I. KANG, SUPPORT SERVICES BUREAU, PROPERTY CONTROL DIVISION

WHEREAS, the date to be set for the disciplinary hearing of Recruit Police Officer Francis I. Kang, Support

Services Bureau, Property Control Section, was called it having been set for this date; and

WHEREAS, it was requested by Mr. John Prentice, temporarily acting as his attorney, that the date for the hearing before the Police Commission be set for January 25, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Recruit Police Officer Francis I. Kang, Support Services Bureau, Property Control Section, is set for Wednesday, January 25, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

PUBLIC HEARING RELATIVE TO PUBLIC CONVENIENCE AND NECESSITY FOR THE ISSUANCE OF JITNEY BUS PERMITS.

Public Hearings on Jitneys were called. The following speakers were against the issuance of new Jitney Permits:

Mr. Joel Marsh, Attorney for the Jitney Bus Association. He presented written and verbal testimony

Mr. Carl Watkins, Director of Systems Safety of the S.F. Muni Railway.

Mr. John Hepburn, Secretary Treasurer of local 258 Transport Workers Union.

After listening to testimony from the above parties, Commissioner Murphy made a motion to not issue more jitney permits for the Mission Street Jitney Bus Route, it was seconded by Commissioner Nelder and unanimously approved.

RESOLUTION NO. 25-84

APPLICATION FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR THE OPERATION OF JITNEY BUS PERMITS - DENIED

WHEREAS, each of the below-named persons applied to the Police Commission for a declaration by the Commission of Public Convenience and Necessity for the issuance of permits to operate a Jitney bus in the City and County of San Francisco; and

WHEREAS, this matter came on for hearing before the Police Commission of the City and County of San Franciso on January 4, 1984;

WHEREAS, the various persons testified in opposition to the granting of additional permits and evidence in support of their position, was presented to the Commission; and

WHEREAS, the law required that in order for a declaration of public convenience and necessity to be made, the applicants shall have the burden of proof to establish by clear and convincing evidence that public convenience and necessity require the operation of the vehicle for which permit application is made; and

WHEREAS, existing permit holders are, under normal conditions, adequately servicing the public; therefore be it

RESOLVED, that it is the decision of the Commison to deny additional jitney bus permits; and be it further

RESOLVED, that said permits shall be denied to the below-named applicants:

Antonio David
Thomas J. Inghelram
Cirilo M. DeGuzman, Jr.
Leonilo S. Cabahit
Jose A. Vasquez
Edmund L. Jung
Jasimir Panggabean
Alberto DeGuzman
Harvey Lew
Diosdado S. Reyes
Eduardo A. DelaCruz
Danilo H. Raymundo
Miguel V. San Juan

AYES: Commissioners Daly, Toler, Nelder, Murphy, Sanchez

THE MEETING WAS THEN ADJOURNED AT 6:45 PM

LIEUTENANT WILLIE E. FRAZIER
SECRETARY
THE POLICE COMMISSION

11 JANUARY 1984 SPECIAL MEETING

The Police Commission of the City and County of San Francisco met in their chambers in Executive Session in Room 512, Hall of Justice, 850 Bryant Street, on Wednesday, January 11, 1984 at 1700 hours.

PRESENT: Commissioners Daly, Toler, Hsieh, Sanchez
ABSENT: Commissioner Nelder

1. Personnel Matter.

Commissioner Sanchez presiding.

11 JANUARY 1984 REGULAR SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, January 11, 1984 at 1700 hours in a Regular Session.

PRESENT: Commissioners Daly, Toler, Hsieh, Sanchez
ABSENT: Commissioner Nelder

Commissioner Sanchez presiding.

APPROVAL CONSENT CALENDAR

RESOLUTION NO. 40-84

YELLOW CAB CO-OP, INC.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Yellow Cab Co-op, Inc. against the City and County of San Francisco in the sum of $946.42 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: June 8, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 41-84

PAUL A. LORD, JR.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Paul A. Lord, Jr. against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 8, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 42-84

DONALD FORREST

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Donald Forrest against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 6, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 43-84

ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 7, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 44-84

ANACORITA LAGURA

RESOLVED, that the recommendation of the City Attorney for settlement of the clami of Anacorita Lagura against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 45-84

JAMES STEINBECK

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of James Steinbeck against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 22, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 46-84

VLADIMIR RABICHEV

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Vladimir Rabichev against the City and County of San Francisco in the sum of $68.40 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 6, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 47-84

JAMES H. STRUKEN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of James H. Sturken against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 2, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 48-84

HELEN E. PORTILLO

RESOLVED, that the recommendation of the City Attorney fir settlement of the claim of Helen E. Portillo against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 27, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 49-84

RICHARD PYLE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Richard Pyle against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 12, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 50-84

ALFRED J. NANNINI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Alfred J. Nannini against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 6, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 51-84

KEATH NORTH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Keath North against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 8, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 52-84

CLARENCE THOMPSON, JR.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Clarence Thompson, Jr. against the City of San Francisco in the sum of $77.60 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 26, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 53-84

EDWIN A. HURD

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Edwin A. Hurd against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 28, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 54-84

MARC FISCHER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Marc Fischer against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 6, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 55-84

GREGORY R. MARRINER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Marc Fischer against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 6, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 55-84

PAULA FREEDMAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Paula Freedman against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 22, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 57-84

CHRISTINA GOETTGE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Christina Goettge against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 24, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 58-84

LEVI STRAUSS & JEFFREY A. GRANT

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Levi Strauss and Jeffrey A. Grant against the City and County of San Francisco in the sum of $381.50 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: Julay 21, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez

RESOLUTION NO. 59-84

SUSAN MIDDLETON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Susan Middleton against the City and County of San Francisco in the sum of $307.27 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: October 20, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 60-84

MARY FRANDINA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Mary Frandina against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 13, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder.

RESOLTION NO. 61-84

JANICE E. ARMANINO

RESOLVED, that the recommendation of the City Attonrney for settlement of the claim of Janice E. Armanino against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 16, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 62-84

LELAND P. TOWNSEND

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Leland P. Townsend against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 12, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 63-84

JACK KLEIN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jack Klein against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 14, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

REQUEST FOR APPROVAL OF TRAVELING EXPENSE VOUCHER SUBMITTED BY INSP. HOWARD BAILED FOR ATTENDANCE AT THE US ARMY POLYGRAPH EXAMINER COURSE IN FORT McCLELLAN, ALABAMA FROM 11/27/83 TO 12/16/83.

TRAVELING EXPENSE VOUCHERS

RESOLUTION NO. 64-84

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved.

Insp. Howard Bailey)	$4,434.00	(U.S. Army Polygraph (Examiner Course (Fort McClellan, Virginia (11/27/83 - 12/16/83

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

REQUEST FOR APPROVAL OF TRAVELING EXPENSE VOUCHER SUBMITTED BY SGT. GARY EPPERLY FOR ATTENDANCE AT THE FBI NATIONAL ACADEMY IN QUANTICO, VIRGINIA FROM 10/02/83 TO 12/16/83.

RESOLUTION NO. 65-84

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved.

Sgt. Gary Epperly)	$800.00	(FBI National Academy (Quantico, Virginia (10/02/83 - 12/16/83

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

POLICE COMMISSION REPORT

The Police Commission met in Executive Session and no vote was taken.

Commissioner Daly said she would just like to comment that she thought an excellent job was done all over the city on Friday January 6, as the Police Community Relations Unit was enhanced through the experience and everyone is very proud and pleased and the Department should be proud and pleased as well.

Commissioner Sanchez said that the wanted to mention one other thing and that was to have that notification of the parking in crosswalks, handicapped parking and sidewalks, especially in those areas around hospitals and or facilities where the handicapped need access to, re-issued for 1984 he felt it might clarify some concerns that maybe coming up in the various precincts. He then said the other thing he wanted to mention is that the Police Commission did meet in Executive Session this afternoon under the Brown Act to discuss a personnel matter and no vote was taken. He said however at the next Police Commission Meeting there will be a formal review and recommendations by the Chief of Police pertaining to personnel matters of the Department including staffing.

CHIEF'S REPORT TO THE COMMISSION

Chief Murphy said it is with great regret that he has to announce the forth coming retirement of two of his outstanding Deputy Chiefs of the San Francisco Police Department namely Deputy Chief James Shannon. He then asked if they would say a few words.

Deputy Chief Shannon said he wanted to take this time to publicly thank the Commission for the trust the Commission placed in him when they accepted the Chief's recommendation in selecting him four years ago as a Deputy Chief of Police. He said it was a fast four years, faster than any four years of his life. He said it was four years on his part, he had a few minor confrontations that were resolved, but for the rest of his life he said he knows that he will remember these four years with fondness and, hopefully, the Commission will also. And if he and/or any of the Commissioners meet in the street, they will shake hands and say hello and talk about old times. Deputy Chief Cordes said he would like to echo what Deputy Chief Shannon said. He said it has been a good fast four years and it has been his pleasure to work with such outstanding citizens of this great City and County of San Francisco. He said he was also proud to say he has been a part of this Department and had the privelege of knowing the Commissioners.

Commissioner Toler in his comments to the retiring Deputy Chiefs said he would take this opportunity to say thanks to the both of them for their many years of didicated services to the Department and the citizens of this great city. He said the Commission knows that they have been men of great integrity and have maintained the integrity of the San Francisco Police Department and the Commission thanks them for what they have done. Again, he said, he would like to take this opportunity to wish them the best of luck and god speed.

Commissioner Murphy said she felt they were both young to retire but since they have made that decision she wished them luck.

Commissioner Daly said it has just about all been said and that it has made the years with her a lot of fun even when things were a little rocky and Chief Cordes probabaly will be welcomed in every disco tec in town. Whe said personally she will miss them both and look forward to seeing them on the street. She then offered to congratulate them.

Dr. Sanchez, said Deputy Chief Shannon has had a very complex role to understand and it has been a task. He said all of the Commissioners have the highest degree of respect for his integrity for his insight and for his followup. He said he would echo the same remarks for Deputy Chief Cordes. He said many people of the city forget about what makes the city work as a city and Chief Corde's role as Deputy Chief of Support Services in sitting in that capacity and listening to the many concerns of citizens either for or against takes a great deal of insight and perserverance, humility, experience and a sense of humor in order to maintain the fact that there is fairness and equity within the Police Department's methodology of how we do issue permits and hear concerns. He said he has heard nothing over the years but positive praise and that everyone has felt he had a fair shake within Chief Cordes jurisdiction. He said on befhalf of the Police Commission he wished to thank them again for their outstanding patience and understanding in helping the Commission and the Chief undertake the many hard trials to show the nation that San Francisco is second to none in law enforcement services and that is the totality in law enforcement services and that is the totality of the Department's police services.

Chief Murphy said he felt the Chief's knew just about how he felt about them as he had recommended their appointments so in suming it up he said he wished them the very best in their retirement and God bless both of them and he thanked them for everything they had done for him and the Department and the Commission for the last four years. The Chief said he would also like the Commission to know that Deputy Chief Jim Ryan has also filed his retirement papers to be effective next week.

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION GRANT A TAXICAB PERMIT TO MR. KENNETH Y. HO.

Officer L. Suslow said that Mr. Ho is the next application and the Convenience and Necessity list for taxicabs. He said he has filed his application and the Chief and the Department is recommending that the Commission grant him a permit with the standard stipulations which are obtaining the vehicle, submitting the insurance, passing the inspection, etc. He said Mr. Ho will be affiliating himself with DeSoto Cab Company and all of those cabs are radio dispatched. Commissioner Murphy then moved for approval. Commissioner Daly seconded and it was animously approved.

RESOLUTION NO. 29-84

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION GRANT A TAXICAB PERMIT TO MR. KENNETH Y. HO

WHEREAS, the below-named person applied to the Police Commission for a declaration of the Public Convenience and Necessity for the issuance of permits to operate a taxicab in the City and County of San Francisco; and

WHEREAS, this matter came on for hearing before the Police Commission of the City and County of San Francisco on January 11, 1984; and

WHEREAS, prior to the emergence of Proposition "K" there were approximately 711 taxicab permits in the City and County of San Francisco; and

WHEREAS, the Police Commission has set the number at 711 taxicab permits for the City and County of San Francisco and

WHEREAS, the Commission has been advised by the Permit Section that the number of taxicab permits has recently decreased to 710 and should be raised to the original level of 711; therefore be it

RESOLVED, that it is the decision of the Commission to issue one (1) taxicab permit to bring the number back up to 711 taxicab permits for the City and County of San Francisco; and be it further

RESOLVED, that said permit shall be granted under and shall be revokable under criteria and standards published by the Commission in conjunction with applicable sections of the San Francisco Municipal Code, and shall be and is hereby granted to the below-named applicant:

John Bartholomew

AYES: Commisisoners Daly, Toler, Murphy, Sanchez
ABSENT: Comisssioner Nelder

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION GRANT A TAXICAB PERMIT TO MR. JOHN BARTHOLOMEW.

Officer Suslow said the Department has the same recommendation on Mr. Bartholomew as that of Mr. Ho. He said Mr. Bartholomew will be with Veterans Cab Vo. who also perovide 24 hour radio dispatch. Commissioner Murphy then moved for approval, Commissioner Toler Seconded and it was unanimously approved.

RESOLUTION NO. 30-84

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION GRANT A TAXICAB PERMIT TO MR. JOHN BARTHOLOMEW

WHEREAS, the below-named person applied to the Police Commission for a declaration of Public Convenience and Necessity for the issuance of permits to operate a taxicab in the City and County of San Francisco; and

WHEREAS, this matter came on for hearing before the Police Commission of theCity and County of San Francisco on January 11, 1984; and

WHEREAS, priorto the emergence of Proposition "K" there were approximately 711 taxicab permits in the City and County of San Francisco; and

WHEREAS, the Police Commission has set the number at 711 taxicab permits for the City and County of San Francisco and

WHEREAS, the Commission has been advised by the Permit Section that the number of taxicab permits has recently decreased to 710 and should be raised to the original level of 711; therefore be it

RESOLVED, that it is the decision of the Commission to issue one (1) taxicab permit to bring the number back up to 711 taxicab permits for the City and County of San Francisco; and be it further

RESOLVED, that said permit shall be granted under and shall be revokable under criteria and standards published by the Commission in conjunction with applicable sections of the San Francisco Municipal Code, and shall be and is hereby granted to the below-named applicant:

John Bartholomew

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION APPROVE THE REQUEST OF MR. TRINIDAD MARTINEZ TO SUSPEND OPERATION OF HIS JITNEY BUS PERMIT FROM DECEMBER 8, 1983 TO MARCH 6, 1984.

RESOLUTION NO. 31-84

REQUEST OF TRINIDAD MARTINEZ TO SUSPEND OPERATION OF HIS JITNEY BUS PERMIT FROM DECEMBER 8, 1983 TO MARCH 6, 1984. - APPROVED.

WHEREAS, Mr. Trinidad Martinez has requested permission be granted to suspend operation of his operation of his motor vehicle for hire permit from December 8, 1983 to March 6, 1984; and

WHEREAS, Mr. Martinez did not appear in person and was not represented by counsel; therefore be it

RESOLVED, that it is the order of the Police Commission that the request of Mr. Trinidad Martinez for permission to suspend operation of his motor vehicle for hire permit from December 8, 1983 to March 6, 1984, be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

REQUEST FOR A SUPPLEMENTAL APPROPRIATION AMOUNTING TO $61,385 TO PURCHASE CERTAIN ITEMS OF EQUIPMENT FOR USE BY THE SENIOR CITIZEN'S ESCORT PROGRAM.

RESOLUTION NO. 32-84

REQUEST FOR A SUPPLEMENTAL APPROPRIATION AMOUNTING TO $61,385 FOR PURCHASE OF CERTAIN ITEMS OF EQUIPMENT FOR USE BY THE SENIOR CITIZENS' ESCORT PROGRAM

RESOLVED, that the Police Commission hereby approves a request for a supplemental appropriation amounting to $61,385. This supplemental appropriation will fund the purchase of seven used Van Poll vans, the fuels and lubricants and the maintenance of the requested vans, three IBM Selectric III typewriters, and four electric typewriters all for the use by the Senior Citizens' Escort Program. Salary savings by that Program will be used as the funding source.

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

SETTING OF DATE FOR MEET AND CONFER WITH THE SFPOA ON THE MEMORANDUM OF UNDERSTANING

Commissioner Sanchez requested to know if the President of the SFPOA was present and Deputy Chief Jim Shannon responded that he was not but the SFPOA President had indicated to him that they would like to hold this session with the Commission on Wednesday January 18, a week from today. He said although the MOU is a large document the MOU is a large document the POA's intention is to discuss only one specific area where they haven't been able to come to a mutual agreement with the Administration. He said once this point was resolved then there would be a later date for a public hearing on the MOU. Commissioner Sanchez then responded by saying that he would suggest that it be put over two weeks as the Commission has other executive matters to be discussed next week. Commissioner Murphy then moved that the matter be scheduled for February 1, 1984, 1600 hours. It was seconded by Commissione Daly and unanimously approved.

PUBLIC HEARING OF GENERAL ORDER T-1, "SECONDARY EMPLOYMENT"

Deputy Chief Shannon said they had met with the POA on this matter and resolved their differences. He then apprised the Commission of the ramifications of this Order which allows Officers to work for a private patrol operator but not for a private investigator. He said it also points out that they (Patrol Specials) if they disire to be contractors themselves they must obtain a license under 7551 of the Business and Professions Code. He said once this order is adopted it puts the Department in compliance with the State Law in those specific areas.

RESOLUTION NO. 33-84

POLICE DEPARTMENT GENERAL ORDER NO. T-1, "SECONDARY EMPLOYMENT" - APPROVED

RESOLVED, that the Police Commission hereby approves Department General Order T-1, "Secondary Employment."

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nedler

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION APPROVE THE RESOLUTION TO WITHDRAW THE JITNEY BUS PUBLIC CONVENIENCE AND NECESSITY APPLICATION OF MR. DANIEL C. ANTIPUESTO.

RESOLUTION NO. 34-84

APPLICATION OF DANIEL C. ANTIPUESTO FOR A DECLARATION OF PUBLIC CONVENIENCE AND NECESSITY BY THE POLICE COMMISSION FOR THE ISSUANCE OF A JITNEY BUS PERMIT - WITHDRAWN.

WHEREAS, Mr. Daniel C. Antipuesto applied to the Police Commission for a declaration by the Police Commission of public convenience and necessity for the issuance of a permit to operate a Jitney Bus; and

WHEREAS, Mr. Daniel C. Antipuesto was given written notice to file for a Jitney Bus permit to operate on the Third Street route in compliance with Police Commission resolution #155-83 and 616-83; and

WHEREAS, Mr. Daniel C. Antipuesto filed a written request to withdraw his public convenience and necessity application for a Jitney Bus permit; therefore be it

RESOLVED, that the Police Commission accepts the withdrawl request of Mr. Daniel C. Antipuesto.

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

NOTIFICATION AND FILING OF CHARGES AGAINST POLICE OFFICER ALAN McCANN, TRAFFIC DIVISION.

RESOLUTION NO. 36-84

POLICE OFFICER ALAN R. McCANN, CO. K, SOLO MOTORCYCLE DIVISION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer Alan R. McCann, Co. K, Solo Motorcycle Division, as follows:

SPECIFICATION NO.1

Consuming alcoholic beverages while on duty (violation of Rule B-1 of General Order D-1of the San Francisco Police Department);

SPECIFICATION NO. 2

failure to maintain himself in a fit condition to perform police duties (violation of Rule A-3 of General Order D-1 of the San Francisco Police Department);

SPECIFICATION NO. 3

Engaging in conduct which subverts the good order and discipline of the department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department).

by Cornelius P.Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Alan R. McCann, Co. K, Solo Motorcycle Division, is set for Wednesday, January 18, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

RECOMMENENDATION OF THE AWARDS COMMITTEE

The Commissioners than set February 15, 1984 for the presentation.

RESOLUTION NO. 37-84

RECOMMENDATIONS OF AWARDS COMMITTEE - APPROVED

RESOLVED, that the following named members of the Police Department, be, and they are hereby granted Awards of Valor - Gold Medal, Silver Medal, Bronze Medal, and Meritorious Conduct Award, under the provisions of General Order O-5, Sections 1-A and 1-C of the san Francisco Police Department, as approved by the Awards Committee on Tuesday, January 10, 1984.

Police Officer Robert S. Barrington	Silver Medal of Valor
Sergeant Larry Balakian	Bronze Medal of Valor
Police Officer Dale L. Allen	Bronze Medal of Valor
Police Officer Chester H. Banks	Bronze Medal of Valor
Police Officer Alfred E. Baldocchi	Bronze Medal of Valor
Police Officer William J. Coggan	Bronze Medal of Valor
Police Officer Jill Connolly	Bronze Medal of Valor
Police Officer Kitt E. Crenshaw	Bronze Medal of Valor
Police Officer Fred C. Crisp	Bronze Medal of Valor
Police Officer Gerald C. D'Arcy	Bronze Medal of Valor
Police Officer Robert J. DelTorre	Bronze Medal of Valor
Police Officer Ronald M. Dinslage	Bronze Medal of Valor
Police Officer Ernest A. Ferrando	Bronze Medal of Valor
Police Officer Monica L. Fields	Bronze Medal of Valor
Police Officer Timothy A. Flaherty	Bronze Medal of Valor
Police Officer Jordan K. Hom	Bronze Medal of Valor
Police Officer John M. Kowal	Bronze Medal of Valor
Police Officer Robert T. McMillan	Bronze Medal of Valor
Police Officer Francisco Mendez	Bronze Medal of Valor

Police Officer Leanora W. Militello	Bronze Medal of Valor
Police Officer Mark E. Mino	Bronze Medal of Valor
Police Officer Patrick F. Mullins	Bronze Medal of Valor
Police Officer Mark A. Potter	Bronze Medal of Valor
Police Officer Randolph M. Radosevich	Bronze Medal of Valor
Police Officer Roy M. Ramos	Bronze Medal of Valor
Police Officer Reno L. Rapagnani	Bronze Medal of Valor
Police Officer Ronald Roth	Bronze Medal of Valor
Police Officer George S. Stasko	Bronze Medal of Valor
Police Officer Geoffrey T. Williams	Bronze Medal of Valor
Police Officer Michael A. Williams	Bronze Medal of Valor
Inspector Anatole Balmy	Meritorious Conduct Award
Inspector Jerome A. DeFilippo	Meritouious Conduct Award
Inspector William C. Faust	Meritorious Conduct Award
Inspector Ronald P. Kern	Meritorious Conduct Award
Inspector Robert B. McEachern	Meritorious Conduct Award
Inspector Robert Peterson	Meritorious Conduct Award
Inspector David Toschi	Meritorious Conduct Award
Inspector Richard R. Weick	Meritouious Conduct Award

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 38-84

REWARDS GRANTED TO MEMBERS OF THE POLICE DEPARTMENT

WHEREAS, the following named members of the Police Department have been commended for courageous service under the provisions of General Order O-5, Sections 1-A and 1-C of the San Francisco Police Department, as approved by the Awards Committee on Tuesday, January 10, 1984; and

WHEREAS, Chief of Police Cornelius P. Murphy, has recommended to the Police Commission that the said members be rewarded under the provisions of Section 8.405(a) (4) of the Charter of the City and County of San Francisco; therefore be it

RESOLVED, that Police Officer Robert S. Barrington, be, and he is hereby awarded Silver Medal of Valor, and granted a reward of $100.00, as provided for under said section of the charter; and be it further

RESOLVED, that Sergeant Larry Balakian, Officer Dale L. Allen, Officer Chester H. Banks, Officer Alfred E. Baldocchi, Officer William J. Coggan, Officer Jill Connolly, Officer Kitt E. Crenshaw, Officer Fred C. Crisp, Officer Gerald C. D'Arcy, Officer Robert J. DelTorre, Officer Monica L. Fields,

Officer Timothy A. Flaherty, Officer Jordan K. Hom, Officer John M. Kowal, Officer Robert T. McMillan, Officer Francisco Mendez, Officer Leanora W. Militello, Officer Mark E. Mino, Officer Patrick F. Mullins, Officer Mark A. Potter, Officer Randolph M. Radosevich, Officer Roy M. Ramos, Officer Reno L. Rapagnani, Officer Ronald Roth, Officer George S. Stasko, Officer Geoffrey T. Willisms, Officer Michael A. Williams, be, and they are hereby awarded Bronze Medals of Valor, and granted a reward of $50.00 each, as provided for under said section of the Charter; and be it further

RESOLVED, that Police Inspector Anatole Balmy, Inspector Jerome A. DeFillippo, Inspector William C. Faust, Inspector Ronald P. Kern, Inspector Robert B. McEachern, Inspector Robert Peterson, Inspector David Toschi, and Inspector Richard R. Weick, be. and they are hereby awarded Meritorious Conduct Awards and granted a reward of $50.00 each, as provided for under said section of the Charter.

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

REQUEST FOR A SUPPLEMENTARY APPROPRIATION IN THE AMOUNT OF $200,000 TO FUND THE PAINTING OF INTERIOR AND EXTERIOR RELATED REPAIRS OF THE VARIOUS POLICE FACILITIES.

RESOLUTION NO. 39-84

REQUEST FOR A SUPPLEMENTAL APPROPRIATION AMOUNTING TO $200,000 TO PAINT THE INTERIORS AND EXTERIORS OF VARIOUS POLICE FACILITIES AND TO MAKE RELATED REPAIRS

RESOLVED, that the Police Commission hereby approves a supplemental appropriation amounting to $200,000 to paint the interiors and exteriors of various Police Department facilities, and to make related repairs.

AYES: Commissioners Daly, Toler, Murphy, Sanches
ABSENT: Commissioner Nelder

HEARING OF CHARGES FILED AGAINST POLICE OFFICER DOUGLAS HANSEN, POTRERO STATION.

The hearing of Police Officer Douglas Hansen, Potrero Station, was called it having been set for this date. Police Officer Douglas Hansen was charged with violating the Rules and Procedures as follows:

SPECIFICATION NO. 1

Failure to prevent crime while off-duty (violation of Rule A-2 of General Order D-1 of the San Francisco Police Department);

SPECIFICATION NO. 2

Engaging in conduct which tends to subvert the good order, efficiency and discipline of the department and which reflects discredit upon the department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department).

in a properly verified complaint by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department.

Police Officer Douglas Hansen appeared in person and was represented by Mr. Jamie Sutton, attorney at law.

Opening statements were made by both the Prosecuting and Defense attorneys.

The following witness appeared for the Prosecution, was sworn, and testified:

Officer Mark Pieschke
California Highway Patrol

The following exhibits were entered into evidence by the Prosecution:

Exhibit No. 1 - California Highway Patrol Arrest/ Investigation report, dated 12/28/82, prepared by Officer Pieschke.

Exhibit No. 2 - Intradepartmental Memorandum prepared by Sgt. Rene LaPrevotte dated 12/28/82.

Exhibit No. 3 - Transcription of California Highway Patrol tape recording of communications between the arresting officers and the CHP Communications Center.

Exhibit No. 4 - Traffic Collision Reprot No. 12-190 dated 12/28/82.

Exhibit No. 5 - Medical Records of Officer Douglas Hansen from the Ross Valley Medical Clinic in Greenbrae, California.

Exhibit No. 6 - Photocopies of the medical records of Officer Douglas Hansen from the Novato Community Hospital, Novato, Califonria.

The following witnesses appeared for the Defense, were duly sworn, and testified:

Captain Roger Maloney
Potrero Station

Officer Daniel Baker
Northern Station

Officer Gerry Schmidt
Potrero Station

Officer Douglas Hansen
Potrero Station

The following exhibit was entered into evidence by the Defense:

Exhibit A - Itemized list of damage to vehicle, Lic #260 X00 from Bay Auto Wreckers, Inc., dated 03/14/83.

After listening to testimony from the above parties, the Commission then adjourned at 2245 hours and the matter was continued to Wednesday, February 22, 1984 at 5:30 p.m. in Room 551, Hall of Justice.
in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

THE MEETING WAS THEN ADJOURNED AT 10:45 PM

LIEUTENANT WILLIE E. FRAZIER
SECRETARY
THE POLICE COMMISSION

18 JANUARY 1984 EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 512, Hall of Justice, 850 Bryant Street, on Wednesday, January 18, 1984 at 1630 hours in Executive Session.

PRESENT: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

1. Personnel Matter

Commissioner Sanchez presiding.

18 JANUARY 1984 REGULAR SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, January 18, 1984 at 1730 hours in Regular Session.

PRESENT: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

Commissioner Sanchez presiding.

APPROVAL OF CONSENT CALENDAR

RECOMMENDATION OF THE CITY ATTORNEY FOR SETTLEMENT OF THE FOLLOWING CLAIMS AGAINST THE CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 66-84

NIEVEA ARGUETA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Nievea Argueta against the City and County of San Francisco in the sum of $2,250.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: December 31, 1982

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 68-84

EUROPEAN UNIVERSITY OF AMERICA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of European University of America against the City and County of San Francisco in the sum of $911.88 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: October 5, 1983

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 69-84

EDGAR ARGUETA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Edgar Argueta against the City and County of San Francisco in the sum of $750.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: December 31, 1982

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 70-84

RECOVERY SERVICES INTERNATIONAL AND CHILDRENS HOME SOCIETY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Recovery Services and their insured: Childrens Home Society against the City and County of San Francisco in the sum of $650.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: July 18, 1983

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 71-84

MARIO F. CHAVARRIA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Mario F. Chavarria against the City and County of San Francisco in the sum of $68.40 as the result of a faulty tow, be, and the same are hereby approved.

Date of Incident: December 22, 1983

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 72-84

GALEN YUEN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Galen Yuen against the City and County of San Francisco in the sum of $68.40 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 21, 1983

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 74-84

CRYSTOL PAGE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Crystol Page against the City and County of San Francisco in the sum of $59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 20, 1983

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 75-84

MARY LUCAS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Mary Lucas against the City and County of San Francisco in the sum of $59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 21, 1983

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 76-84

JACK A. FRISCH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jack A. Frisch against the City and County of San Francisco in the sum of $53.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 26, 1983

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 77-84

SUSAN R. BROWN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Susan R. Brown against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 29, 1983

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 78-84

BRAD RENSTROM

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Brad Renstrom against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 27, 1983

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 79-84

GREGORY SOOHOO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Gregory Soohoo against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 28, 1982

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 80-84

ROBERT JOE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Robert Joe against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 15, 1983

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 81-84

YELLOW CAB CO-OP, INC.

RESOLVED, that recommendation of the City Attorney for settlement of the claim of Yellow Cab Co-Op, Inc. against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 26, 1983

AYes: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 82-84

YELLOW CAB CO-OP, INC.

Resolved, that the recommendation of the City Attorney for settlement of the claim of Yellow Cab Co-Op, Inc. against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 25, 1983

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 83-84

ROBERT L. MYERS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Robert L. Myers against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 15, 1983

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 84-84

THOMAS G. BROWN

RESOLVED, that recommendation of the City Attorney for settlement of the claim of Thomas G. Brown against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 16, 1983

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 85-84

LAURIE JEAN BERNAUER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Laurie Jean Bernauer against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 7, 1983

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 86-84

MAUREEN DEGNON CHISHOLM

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Maureen Degnon Chisholm against the City and County of San Francisco in the amount of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 27, 1983

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 87-84

GARY L. HOODENPYLE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Gary L. Hoodenpyle against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 7, 1983

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 88-84

RITA BACHMANN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Rita Bachmann against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 17, 1983

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 89-84

WINNIE SMITH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Winnie Smith against the City and County of San Francisco in the sum of $38.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 15, 1983

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 67-84

CRAWFORD & CO. & THEIR INSURED TUPPERWARE HOME PARTIES

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Crawford & Co. and their insured Tupperware Home Parties, as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: May 16, 1983

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 73-84

ARTHUR E. FISHER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Arthur E. Fisher against the City and County of San Francisco in Small Claims Court No. 420-517, in the sum of $66.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: July 8, 1983

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 91-84

AUTHORIZING ATTENDANCE OF CAPTAIN KENNETH FOSS, TRAFFIC BUREAU, AT THE HAZARDOUS MATERIAL COMMAND MODULE III TRAINING COURSE, CONDUCTED BY THE CALIFORNIA HIGHWAY PATROL IN BRYTE, CALIFORNIA, FROM FEBRUARY 15, 1984 TO FEBRUARY 17, 1984

RESOLVED, that the recommendation of the Chief of Police that Captain Kenneth Foss, Traffic Bureau, be authorized to attend the Hazardous Material Command Module III Training Course, conducted by the California Highway Patrol in Bryte, California, from February 15, 1984 to February 17, 1984, is hereby approved; and be it further

RESOLVED, that expenses will be paid by the California Highway Patrol, at no cost to this Department.

RESOLUTION NO. 92-84

AUTHORIZING ATTENDANCE OF OFFICER LAWRENCE RYAN, RESERVE LIAISON OFFICER, POLICE ACADEMY, AT THE RESERVE COORDINATORS COURSE, CONDUCTED BY SAN JOAQUIN DELTA COLLEGE IN STOCKTON, CALIFORNIA, JANUARY 30, 1984 TO FEBRUARY 3, 1984

RESOLVED, that the recommendation of the Chief of Police, that Officer Lawrence Ryan, Reserve Liaison Officer, Police Academy, be authorized to attend the Reserve Coordinators Course conducted by San Joaquin Delta College in Stockton, California, from January 30, 1984 to February 3, 1984, is hereby approved; and be it further

RESOLVED, that expenses in the amount of $349.00 for course fees, subsistence and travel are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 93-84

AUTHORIZING ATTENDANCE OF LIEUTENANT RONALD JACKSON, POLICE ACADEMY, AT THE P.O.S.T. QUARTERLY MEETING IN SAN DIEGO, CA ON JANUARY 26, 1984

RESOLVED, that the recommendation of the Chief of Police, that Lieutenant Ronald Jackson, Police Academy, be authorized to attend the P.O.S.T. Quarterly Meeting in San Diego, California on January 26, 1984, is hereby approved; and be it further

RESOLVED, that expenses in the amount of $98.00 for travel will be defrayed from the Department Training Fund.

POLICE COMMISSION REPORT

Commissioner Sanchez announced that the Police Commission met in Executive Session in accordance with the Brown Act this afternoon pertaining to personnel matters and no vote was taken.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Cornelius Murphy informed the Commission that he was making a minor reorganization of the Police Department in that he was shifting one of the Deputy Chief's positions out of the Support Services Bureau and placing it in a new area to be known as the Deputy Chief of Administrative Affairs and a slight downgrading of Support Services Bureau to a Commander's rank to head up that particular area and renaming it as the Technical Services Bureau. He then submitted the names of the officers he has picked to head up the various bureaus:

Commander Richard Trueb to Deputy Chief of Administration
Captain Joseph Lordan, Deputy Chief of Investigations
Captain Kevin Mullen, Deputy Chief of Administrative Affairs
Captain Richard Klapp, Commander of Technical Services Bureau

Commissioner Sanchez thanked the Chief for making this recommendation. Commissioner Nelder said the Commission and the Mayor holds the Chief responsible for the operation of the Department, and it is really up to the Chief to make the selection of the people that he feels are best suited for those positions with intent to serve the people of San Francisco. He said he would move approval of the Chief's recommendations. Commissioner Murphy seconded and it was unanimously approved.

Commissioner Sanchez then said he would like to just make one comment that just a few weeks ago when Mayor Feinstein had her inaugural at City Hall, the one Department she mentioned pertained to the fact that has produced continually above and beyond the line of duty is the San Francisco Police Department. He said she singled out the Chief who was also granted the Award this year for the outstanding public serv ant, a TransAmerica Award, and he, of course, said it was really the whole Police Department and his supportive staff. The Mayor has voiced her full confidence in the Chief's performance and in the Department's performance. The Commission also feels quite proud of the accomplishments during these past four years to make our law enforcement agencies one of the tops in the nation.

Chief Murphy said before he goes through the swearing in ceremonies, he wanted the Commission to know that it was a long arduous task of selecting these people for these particular assignments. Many officers were considered and just because they weren't selected for the job doesn't mean they aren't making contributions to the Department, but there is one common thread that runs through all four of these individuals. They are doers; they are people who do things and accomplish things and with them in these positions for the next four years, hopefully, we will be able to go above and beyond what we have already done the last four years.

RESOLUTION NO. 94-84

CHANGES IN PERSONNEL OF THE SAN FRANCISCO POLICE DEPARTMENT

RESOLVED, that the Police Commission hereby approves the retirements and appointments set forth below, pursuant to Charter Section 3.501 as of Thursday, January 19, 1984.

RETIREMENTS, EFFECTIVE JANUARY 16, 1984

Stanley F. Cordes - Deputy Chief
James A. Ryan - Deputy Chief
James P. Shannon - Deputy Chief

APPOINTMENTS, EFFECTIVE JANUARY 19, 1984 AT 0001 HOURS

Richard D. Klapp - Commander
Joseph T. Lordan - Deputy Chief
Kevin J. Mullen - Deputy Chief
Richard H. Trueb - Deputy Chief

therefore be it further;

RESOLVED, that the above appointments made by Chief of Police Cornelius P. Murphy, be, and the same are hereby approved.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RECEIPT OF GENERAL ORDER NO. H-3, "NOTICE OF VIOLATION" (COPIES SENT TO EMPLOYEE ORGANIZATIONS)

To be continued in two weeks at a Public Hearing.

RESOLUTION NO. 95-84

SETTING OF DATE FOR HEARING OF THE REQUEST OF OFFICER MICHAEL J. SULLIVAN, INVESTIGATIONS BUREAU, FOR DISABILITY RETIREMENT

WHEREAS, the date to be set for the hearing of the request of Officer Michael J. Sullivan, Investigations Bureau, for disability retirement, was called it having been set for this date; and

WHEREAS, the Police Commission decided that the date for the hearing of said matter be set for Wednesday, February 1, 1984; therefore be it

RESOLVED, that the hearing in regard to the request for disability retirement of Officer Michael J. Sullivan, Investigations Bureau, is set for Wednesday, February 1, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RESOLUTION NO. 96-84

SETTING OF DATE FOR HEARING OF OFFICER ALAN R. McCANN, CO. K/SOLO MOTORCYCLE DIVISION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Alan R. McCann, Co. K/Solo Motorcycle Division, was called it having been set for this date; and

WHEREAS, it was requested by Jerry W. Akins, Attorney for the San Francisco Police Department, that the date for the hearing before the Police Commission be set for March 14, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Alan R. McCann, Co. K/Solo Motorcycle Division, is set for Wednesday, March 14, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE JITNEY BUS PERMIT ISSUED TO STANLEY S. FONG BE REVOKED

Mr. Lawrence Wilson, Attorney in the Legal Office, contacted the Secretary to the Commission and asked if the matter when called on the agenda could be continued for one week and the Chief concurred. It was so moved by Commissioner Murphy, seconded by Commissioner Daly, and unanimously approved.

HEARING OF SERGEANT ROBERT DILLON, RECORDS ROOM, SUPPORT SERVICES BUREAU (CONTINUED FROM MEETING OF NOVEMBER 2, 1983)

Mr. Ephraim Margolin, Attorney for Sergeant Robert Dillon, said that because of the absence of Commissioner Toler and a previous agreement made by the Commission on having at least four Commissioners to hear this case and Commissioner Toler being one of those four and only four that started to hear it, he would ask for a continuance.

Commissioner Nelder stated that he remembered very well when this case started that the Commission said they would proceed at that particular time on this case with four Commissioners but also made a ruling that they would proceed in all other cases when the Commission had a quorum of three. However, Mr. Margolin's request does fall within the category of the old procedure and he said he felt that Commissioner Toler who had absorbed some 14 hours of testimony already, and it is an important case, that he should be here and he therefore moved that this matter be continued until such time that the four of them can be present.

Commissioner Murphy said she understood Mr. Margolin's concern but it was unfortunate that the Commission could only have three present tonight for hearing it. Commissioner Nelder then said he would move to continue it because Commissioner Toler had indicated that he wanted to be here when the case resumes. It was seconded by Commissioner Murphy and unanimously approved. The matter was then continued to February 8, 1984.

RESOLUTION NO. 97-84

HEARING OF SERGEANT ROBERT DILLON, TECHNICAL SERVICES BUREAU/RECORDS ROOM - CONTINUED

WHEREAS, the hearing of Sergeant Robert Dillon, Technical Services Bureau/Records Room, was called it having been set for this date; and

WHEREAS, it was requested by Mr. Ephraim Margolin, Attorney for Sergeant Dillon, that the matter be continued to February 8, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Sergeant Robert Dillon, Technical Services Bureau/Records Room, is set for Wednesday, February 8, 1984 at 5:30 p.m. in Room 551, Hall of Justice

AYES: Commissioners Daly, Nelder, Murphy, Sanchez
ABSENT: Commissioner Toler

The Commission at this time observed one minute of silence for the daughter of Deputy Mayor Hadley Roff, Kelly Roff, who was killed recently in an auto accident. Thereafter, they adjourned at 6:18 p.m. in her memory.

Lieutenant Willie E. Frazier
Secretary
THE POLICE COMMISSION

THE POLICE COMMISSION MEETING OF JANUARY 25, 1985
WAS CANCELLED

Willie E. Frazier

LIEUTENANT WILLIE E. FRAZIER
SECRETARY
THE POLICE COMMISSION

1 FEBRUARY 1984 EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 512, Hall of Justice, 850 Bryant Street, on Wednesday, February 2, 1984, at 1630 hours in Executive Session.

PRESENT: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

1. Personnel Matter.
2. Attorney-Client Conference

Commissioner Sanchez presiding.

1 FEBRUARY 1984 REGULAR SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, February 1, 1984 at 1730 hours in Regular Session.

PRESENT: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

Commissioner Sanchez presiding.

SETTING OF DATE FOR HEARING OF THE REQUEST OF OFFICER MICHAEL R. MORRIS FOR A RECOMMENDATION FOR INDUSTRIAL DISABILITY RETIREMENT

RESOLUTION NO. 137-84

SETTING OF DATE FOR HEARING OF THE REQUEST OF OFFICER MICHAEL R. MORRIS, SUPPORT SERVICES BUREAU/GARAGE, FOR DISABILITY RETIREMENT

WHEREAS, the date to be set for thr hearing of the request of Officer Michael R. Morris, Support Services Bureau/Garage, for disability retirement, was called, it having been set for this date; and

WHEREAS, it was requested by Police Officers Association Attorney Michael S. Hebel that the date for the hearing of said matter be set for Wednesday, February 15, 1984; therefore be it

RESOLVED, that the hearing in regard to the request for disability retirement of Officer Michael R. Morris, Support Services Bureau/Garage, is set for Wednesday February 15, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

APPROVAL OF THE MINUTES OF MEETINGS OF AUGUST 31, 1983, SEPTEMBER 7, 1983, AND SEPTEMBER 12, 1983, THE COMMISSIONERS HAVING RECEIVED, AMENDED AND APPROVED COPIES OF SAME

Approved.

APPROVAL OF CONSENT CALENDAR

RECOMMENDATION OF THE TRAFFIC BUREAU ON THE INSTALLATION OF ZONING FOR THE REGULATION OF TRAFFIC ON THE PUBLIC STREETS.

501 CLEMENT ST (6TH AV) "FIREHOUSE BAR-B-QUE" GRANT

At 301 6th Avenue, INSTALL 22' Special Passenger White Zone from 5' to 27' south of Clement Street from 6 PM to 11 PM. CHANGE Meter 6A301 to ½-Hour Meter and sign installed on same.

666 OCTAVIA ST (FULTON ST) "LAGRONE'S INSURANCE AGENCY" GRANT

At 666 Octavia Street, INSTALL 22' Green Zone from 20' to 42' south of Fulton Street on Octavia Street.

351 BALBOA ST (5TH AV) "BALBOA CLEANERS" GRANT

At 351 Balboa Street, INSTALL 22' Green Zone from 39' to 61' east of 5th Avenue.

220 PACIFIC AV (FRONT ST) "U.S. LEASING CORP."GRANT

At approximately 757 Front Street, INSTALL 24' White Zone from 62' to 86' north of Pacific Avenue on Front Street.

220 PACIFIC AV (FRONT ST) "UNITED STATES LEASING" GRANT

At 220 Pacific Avenue, INSTALL 20' Yellow Zone from 79' to 99' west of Front Street on Pacific Avenue.

317 COLUMBUS AV "CAFE AMERICAN" GRANT

At 317 Columbus Avenue, INSTALL 22' Special Passenger White Zone, 6 PM to 11 PM, sign to be installed on Meter COL 317.

2340 42ND AV (TARAVAL ST) "PLAYMATE SCHOOL" GRANT

At 2340 42nd Avenue, INSTALL 22' White Zone from 54' to 76' north of the south property line.

663 SAN JOSE AV "MRM PRINTING CO." GRANT

At 663 San Jose Avenue, INSTALL 22' Yellow Zone from north building line 22' south.

388 GUERRERO ST (15TH ST) "M.D. BUSINESS MACHINES" GRANT

At 388 Guerrero Street, INSTALL 22' Yellow Zone from south property line 22' north.

54 10TH ST (MARKET ST) "AIDS/KS FOUNDATION" GRANT

At 54 10th Street, INSTALL 20' Blue Zone from 22' to 42' south of the north property line of 30 10 th Street, REMOVE Meter 10S30.

1970 OCEAN AV (LAKEWOOD ST)"VOICE OF PENTECOST CHRISTIAN SCHOOL" GRANT

At 1970 Ocean Avenue, INSTALL 44' White Zone from Fairfield Street, 44' west on Ocean Avenue. REVOKE 44' White Zone, 44' east of Lakewood Street.

2200 PACIFIC AV (BUCHANAN ST) "S.F.P.D." REVOKE

At 2200 PACIFIC Avenue, REVOKE 30' White Zone from 54' to 99' south of Geary Boulevard. INSTALL (2) One-Hour Parking Meters.

1498 19TH ST(CONNECTICUT) "S.F.P.D." REVOKE

At 1498 19Th Street, REVOKE 84' White Zone from 6' to 90' east of Connecticut Street.

244 JACKSON ST (FRONT ST) "S.F.P.D." REVOKE

At 244 Jackson Street, REVOKE 22' White Zone from 20' to 42' east of west property line.

1634 BUSH ST (FRANKLIN ST) "S.F.P.D." REVOKE

At 1634 Bush Street, REVOKE 24' Green Zone west of the east building line.

1605 TARAVAL ST (26TH AV) " S.F.P.D." REVOKE

At 1605 Taraval Street, REVOKE 27' Yellow Zone from 46' to 73' west of 26th Avenue, INSTALL one (1) One-Hour Parking Meter.

4631 MISSION ST (OCEAN AV) "S.F.P.D." REVOKE

At 4631 Mission Street, REVOKE 31' White Zone from the north property line 31' south.

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 263 feet of green, blue, yellow and white zones at the parts of the City, at the locations submitted be, and the same are hereby approved.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RECOMMENDATION OF THE CITY ATTORNEY FOR SETTLEMENT OF THE FOLLOWING CLAIMS AGAINST THE CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 90-84

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Donald Saglin in the sum of $13, 750.00 in Superior Court Action No. 756-723, entitled, "Donald Saglin vs. Charles Gain, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: May 21, 1979

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 102-84

JOAN LOUISE GRILLO

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Joan Louise Grillo in the sum of $10,000.00 in Superior Court Action No. 774-371, entited, "Joan Louise Grillo, et al., vs. City and County of San Francisco," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: June 10, 1980

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 101-84

KAM HONG TAM

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Kam Hong Tam against the City and County of San Francisco in the sum of $1,858.17 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: October 20, 1983

RESOLUTION NO. 103-84

GREGORY RICHARD ROSE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Gregory Richard Rose against the City and County of San Francisco in the sum of $370.50 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: November 20, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 104-84

WALTER M. WATKINS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Walter M. Watkins, against the City and County of San Francisco in the sum of $225.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: May 30, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 105-84

JEANETTE W. TUCKER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jeanette W. Tucker against the City and County of San Francisco in the sum of $900.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: July 31, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 106-84

CHIN SUK IM

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Chin Suk Im against the City and County of San Francisco in the sum of $205.59 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: May 28, 1983

AYES: Commissoners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 107-84

ABC TOWING & STORAGE COMPANY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Company against the City and County of San Francisco in the sum of $60.35, as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: November 15, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 108-84

SHERRIE McLEMORE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Sherrie McLemore against the City and County of San Francisco in the sum of $59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: April 25, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 109-84

YELLOW CAB CO-OP, INC.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Yellow Cab Co-Op, Inc., against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 30, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 110-84

HOWARD M. HAMMOND

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Howard M. Hammond against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 14, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 111-84

HOWARD T. ARATA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Howard T. Arata against the City and County of San Francisco in the sum of $191.95 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 16, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 112-84

MARK A. STUMP & LAW CORPORATION OF KINCAID, GIANUZIO, CAUDLE & HUBERT

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Mark A. Stump & Law Corporation of Kincaid, Gianunzio, Caudle & Hubert against the City and County of San Francisco in the sum of $800.06 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 17, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 113-84

JOHN ANTHONY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of John Anthony against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 11, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 114-84

BETSY VANDERBILT

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Betsy Vanderbilt against the City and County of San Francisco in the sum of $59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 12, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 115-84

JOSEPH A. GRYSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Joseph A. Gryson, against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 31, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 116-84

HOWARD DER, JR.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Howard Der, Jr., against the City and County of San Francisco

RESOLUTION NO. 117-84

MARK WYNNE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Mark Wynne against the City and County of San Francisco in the sum of $10.35 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 7, 1983

AYES: Commissioners, Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 118-84

JASON VIERECK

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jason Viereck against the City and County of San Francisco in the sum of $33.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 19, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 119-84

EARL A. JONES

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Earl A. Jones against the City and County of san Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 8, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 120-84

ABC TOWING AND STORAGE COMPANY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing and Storage Company against the City and County of San Francisco in the sum of $77.60 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 24, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 121-84

GEORGE W. BRIGGS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of George W. Briggs against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident; December 23, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 122-84

JULIET E. COLEMAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Juliet E. Coleman against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: Janurary 10, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 123-84

JEAN GRAY SCHWARTZ

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jean Gray Schwartz against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 16, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 124-84

MICHELLE NG

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Michelle Ng against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 24, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 125-84

LORI LOFTUS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Lori Loftus against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 3, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 126-84

CELINE GALVEZ

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Celine Galvez against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 11, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 127-84

RICKEY MOORE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Rickey Moore against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 13, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 128-84

ERIC V. BERG

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Eric V. Berg, against the City and County of San Francisco in the sum of $59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 19, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 129-84

PAUL D. BOWERS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Paul D. Bowers in the sum of $65.20, Small Claims Court No. 420-710 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: October 24, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

COMMUNICATION RECEIVED FROM THE RETIREMENT BOARD OFFICIALLY NOTIFYING THE POLICE COMMISSION OF THE RETIREMENT OF THE FILLOWING-NAMED MEMBERS OF THE POLICE DEPARTMENT.

a) Deputy Chief James P. Shannon, for service effective January 16, 1984

b) Deputy Chief Stanley F. Cordes, for service effective January 16, 1984

c) Officer Raymond D. Bini, for service effective January 11, 1984

RESOLUTION NO. 130-84

AUTHORIZING ATTENDANCE OF CAPTAIN THOMAS O'DONNELL, TRAFFIC BUREAU AND CAPTAIN JOHN JORDAN, INGLESIDE STATION, AT THE P.O.S.T. EXECUTIVE DEVELOPMENT COURSE IN POMONA, CALIFORNIA, FROM FEBRUARY 5, 1984 TO FEBRUARY 17, 1984

RESOLVED, that the recommendation of the Chief of Police that Captain Thomas O'Donnell, Traffic Bureau and Captain John Jordan, Ingleside Station, be detailed to attend the P.O.S.T. Executive Development Course, in Pomona, California, from February 5, 1984 to February 17, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Captains O'Donnell and Jordan, in the amount of $886.00 each for subsistence and travel are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sancez

RESOLUTION NO. 131-84

AUTHORIZING ATTENDANCE OF SERGEANT RICHARD HESSELROTH, JUVENILE DIVISION, AND OFFICER TRAVIS TAPIA, COMMUNITY RELATIONS UNITS, AT THE TRAINING CONFERENCE: "RE-THINKING JUVENILE JUSTICE/IMPLICATIONS FOR CALIFORNIA", FROM FEBRUARY 6, 1984 TO FEBRUARY 7, 1984

RESOLVED, that the recommendation of the Chief of Police that Sergeant Richard Hesselroth, Juvenile Division, and Officer Travis Tapia, Community Relations Unit, be detailed to attend a conference entitled, "Re-Thinking Juvenile Justice/Implications for California," in Sacramento, California, from February 6, 1984 to February 7, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant Hesselroth and Officer Tapia, in a sum not to exceed $188.00 each for tuition, subsistence and travel will be defrayed from the Department Training Fund.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 132-84

AUTHORIZING ATTENDANCE OF POLICE OFFICER GEOFFREY WILLIAMS, POTRERO STATION, AT THE NARCOTIC INVESTIGATION COURSE IN SACRAMENTO, CALIFORNIA, FROM FEBRUARY 5, 1984 TO FEBRUARY 17, 1984

RESOLVED, that the recommendation of the Chief of Police that Police Officer Geoffrey Williams, Potrero Station, be authorized to attend the Narcotic Investigation Course, in Sacramento, California from February 5, 1984 to February 17, 1984, be, and the same is hereby approved, and be it further

RESOLVED, that expenses incurred by Officer Geoffrey Williams, in the amount of $684.00 for subsistence and travel are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

POLICE COMMISSION REPORT

Commissioner Sanchez said, "There were a couple of Items he wanted to bring up. Number One is that the Police Commission met in Executive Session this afternoon and no vote was taken and secondly, and perhaps that should have been brought up first, is on behalf of the Police Commission, we wish to congratulate and welcome aboard out new colleague on the Commission, Commissioner Thomas Hsieh, who was sworn, in this morning along with the reappointments of Commissioners Jo Daly and Alfred Nelder, Let me just say, basically for our new colleague, this is one of the hardest working Commissions in the City. At the same time it is one that has always stood for one standard of performance and that is a higher standard of excellence in our day to day administration to the police service and all of us feel quite honored to serve on this Commission

as basically we know you do so we wish to welcome you aboard and hopefully at our next meeting your star will be ready to present in a formalized presentation but on behalf of the Commission, we wish to welcome you aboard, Commissioner Hsieh."

Commissioner Hsieh: "Thank you very much Mr. President."

Commissioner Sanchez: "The other Item the Commission is going to consider is having our meeting changed beginning in the month of March to Thursdays instead of Wednesday, and we will try to proceed with our setting of hearings and matters, ecetera in accordance with that. This is due to some scheduling difficulties with a number of us in the Commission pertaining to other major responsibilities a number of us have and we would like to give it a clinical trial and start in March with our Regular Police Commission Meetings, same time but only on Thursdays, instead of Wednesdays and we would appreciate some good dissemination of this so that everyone has an opportunity to be aware of the change beginning in March but for the rest of February we will sontinue with our Wednesday meetings."

Commissioner Nelder: "Mr. President, under Item No. 5, Police Commission Report, for the record I would like to make a motion to nominate Commissioner David Sanchez for the Presidency of this Commission. Its a very difficutlt job keeping five personalities at a low ebb at times and also other matters which comes before this Commission which sometimes get Tom, to use the word enthusiastic is being mild, I have to say that as I said this morning to the Mayor, and all listening, that I think that Commissioner David Sanchez has done an outstanding job as President of this Police Commission and I have seen many Commissioners sit as Presidents and I think this is one of the most outstanding of all. So at this time I would like to nominate Commissioner David Sanchez for the President of this Commission."

Commissioner Daly: "I second the nomination."

Commissioner Hsieh: "I move that the nominations be closed."

Commissioner Sanchez: "Any discussion?" All in favor state Aye" Unanimous Ayes.

Commissioner Toler: "I would like to nominate Commissioner Nelder as Vice President. In the absence of President Sanchez it is still a difficutl job and I feel that Commissioner Nelder has the stamina and the desire to carry on during his absence and so at this time I would like to nominate Chief Nelder as Vice President."

Commissioner Daly: "I second the nomination"

Commissioner Sanchez: "Second, further discussion? If not the nominations are closed. All in favor say Aye. Unamimous Ayes.

Commissioner Sanchez: "I will make one comment and then Vice Chair Nelder your comments. As I stated initially, this is believe me one of the hardest working Commissions, I have ever seen. And having spent two tours of duty on the School Board where we use to get a thousand people at a Board meeting, believe me I really enjoy Chairing this great Commission pertaining to the fact that even though we do have differences of opinion that is the beauty of this Commission and there always is a consensus and a sense that basically we could disagree or agree, we shake hands and we move on and that is

the purpose of hopefully accountability in the management of the Police Department which is in the City Charter of San Francisco, So I really have the highest degree of respect for each and everyone of you and I know that we can continue to move towards resolving a number of major issues facing this Department and creatively generating a number of procedures in process which are undertaken up to this point to ensure the continued standard of excellence that the San Francisco Police Department represents so I do thank you for your vote of confidence and will do everything I can to ensure that we always, again, maintaining the highest degree of objectivity as we listen to both the Department and the citizens of this City."

Commissioner Nelder: "I certainly concur in the remarks that President Sanchez made and and as far as I am concerned I will be the designated hitter which is few times because there is one thing about this Commission, the attendance record has been literally excellent as far as Commissions go and it is a hard working serious Commission because the problems that come here are always serious, they always effect sombody somewhere. So we are looking forward to the new year and continue to do the job that we have done is a real plus for the people of San Francisco as well as the Department. I have known Mr. Hsieh for some time and I know that he is a hard working honest conscientious individual who will lend a great deal of knowledge and support to this Commission as well as the entire Department and the City. He has served in many capacities, civic as well as under the guise of private things that have just been beneficial to many, many people and I am sure that you will see this displayed as time goes on so I want to say, Tom, that I am delighted to see you here and good luck to you."

Commissioner Hsieh: "Well, thank you very much Mr. President, I think it is about time for me to just thank you for all of the nice compliments from this morning and, to now and, I want the Chief to know too that I have been a great fan of this Department and all of its performance in the past and I would like to see that my presence here can make some kind of meaningful contributions to the people of San Francisco including this Department. So, thank you and I look forward to working with all of you."

CHIEF'S REPORT TO THE POLICE COMMISSION

Deputy Chief Eimil sitting in for Chief Cornelius Murphy said, Chief Murphy was in San Diego attending a conference of Chief's of Police.

Commissioner Nelder said he received a letter from a representative of the Excelsior-Outer Mission District and he said there is a new store opening out there and it is called Batter-Box having to do with baseball. He said the person seems to feel that it will create a problem out there. He then submitted the letter to Chief Eimil and asked him to have someone look into it.

Commissioner Hsieh said he had a question regarding one article quoting the Chief, either the Chronicle or Examiner regarding the convention coming to the City. He said there is an implication that there might be a shortage of so called supervisory officer capacity in

the San Francisco Police Department. He said he would like to see if the Chief could expand on a little more than what appeared in the newspaper. He said he felt that the public should have assurance also that the Department will have sufficient manpower and ability to take care of the Democratic Party Convention in San Francisco.

In response, Deputy Chief Eimil said the article referred to statements from the President of the Police Officers' Association in that he felt that there would not be enough Sergeants to supervise the Officers on the Street. And becuase of that, problems might occur because of the relative inexperience of the officers. He said No. 1, there are enough Sergeants at present to handle the situation. He said we could certainly use more. He said there is currently a shortage of 75 Sergeants in the Department. He said the Department would like to have them appointed, trained and ready but if they are not we will still be able to handle the situation with the Sergeants and supervisory officers that we currently have. He said decisions to take actions in critical situations is a decision that is going to be made from Senior Officers that are present. He said the final decision as to whether any action will be taken and what action will be taken will be made by himself as he would also be present. He said the Sergeants are needed to direct and control the Officers under their command but the feeling is that the sergeants they now have will be able to handle the situation. He said he also wanted to make clear that the rest of the City will also be well policed during the time that the convention is here.

Commissioner Hsieh said he would like to also have some additional information in the future about the Traffic Enforcement during the Convention time because there will be a tremendous volume of large vehicles moving from one place to another at certain times and the Department may find that there are going to be some serious congestion problems in certain parts of the City. Chief Eimil said traffic control will be one of the main functions of concern. He said Officers will be detailed to traffic congested areas such as downtown and around the Convention Center.

Commissioner Sanchez said there was some concern about storage for towed vehicle.

Chief Eimil said that they had met with the President of ABC Towing Company yesterday and he said he was in the process of obtaining a storage facility at Hunter's Point where he feels he can store at least 1,500 cars. This would be more than adequate to handle any storage problems.

RECEIPT OF DEPARTMENT GENERAL ORDER R-5, "VEHICLE ACCIDENT REPORTING"

Continued to February 15, 1984. (Copies sent to Employee Organizations).

RECEIPT OF DEPARTMENT GENERAL ORDER F-1, "FIREARMS USE POLICY AND PROCEDURE"

Continued to February 15, 1984. (Copies sent to Employee Organizations).

PUBLIC HEARING IN REGARD TO GENERAL ORDER D-4, ALCOHOL/DRUG USE BY MEMBERS - CONTINUED TO FEBRUARY 15, 1984

Mr. John Riley was introduced to the Commissioners by the President of the San Francisco Police Officers' Association Sergeant Al Casciato who said Mr. Riley has been with them in Meet and Confer sessions on this Order with the Department and he wanted to speak on the subject tonight.

Mr. Riley said there is an important point he would like to bring out and that is the Order that was orginally submitted to the Commission went into a little greater detail in terms of the prevention and educational aspects. He said specifically there was a line in the Order that suggested that someone be appointed to coordinate an educational program.

Commissioner Sanchez said that because the order is one of the major break throughs as far as law enforcement and pertaining to the health education and prevention of alcoholism and drug abuse that this be held over for two more weeks as there is another meeting scheduled with Deputy Chief Trueb and the Commission would also like an opportunity to perhaps add their comments either in writing to the Deputy Chief and the Chief so that the Commission can vote it out at that point.

Commissioner Nelder then moved that it be continued for two weeks and Commissioner Toler seconded.

PUBLIC HEARING IN REGARD TO GENERAL ORDER P-10, "OUTSIDE SPECIALIZED TRAINING" - APPROVED

RESOLUTION NO. 135-84

DEPARTMENT GENERAL ORDER P-10, "OUTSIDE SPECIALIZED TRAINING"

RESOLVED, that the Police Commission hereby approves Department General Order P-10, Outside Specialized Training.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

At this time Sergeant Al Casciato requested to speak. He said on behalf of the San Francisco Police Officers' Association he would like to welcome Commissioner Hsieh aboard that they were looking forward to many long hours with him and he would see a lot of paper from them. And he said, he would also like to congratulate Commissioner Nelder and Commissioner Daly on their re-appointments and wanted to thank them for all the good work that they have been involved with them on, and, looked forward to working with them for a long time to come. He added also that he wished their elections were as easy as the one by the Commissioners earlier.

REQUEST FROM OFFICER JAY K. DOWKE, MISSION STATION, TO ACCEPT A GIFT OF $10.00 FROM MRS. B.J. SCALICE FOR HIS PARTICIPATION IN A FIRE RESCUE - APPROVED

RESOLUTION NO. 134-84

RESOLVED, that the request of Police Officer Jay K. Dowke, Mission Station, to accept a gift in

the amount of $10.00 for his assistance in saving people from a serious fire, be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 133-84

REQUEST OF MR. EUGENE BRENNER FOR PERMISSION TO SUSPEND OPERATION OF HIS MOTOR VECHILE FOR HIRE PERMIT FOR A PERIOD FROM MARCH 1, 1984 TO MAY 29, 1984 - APPROVED

WHEREAS, Mr. E. Brenner has requested that permission be granted to suspend operation of his motor vehicle for hire permit from March 1, 1984 to May 29, 1984; and

WHEREAS, Mr. E. Brenner did not appear in person and was not represented by counsel; therefore be it

RESOLVED, that it is the order of the Police Commission that the request of Mr. E. Brenner for permission to suspend operation of his motor vehicle for hire permit from March 1, 1984 to May 29, 1984, be, and the same is hereby approved.

AYES: Commissioner Daly, Toler, Hsieh, Nelder, Sanchez

NOTIFICATION AND FILING OF CHARGES AGAINST POLICE OFFICER GEORGE S. PAGANUCCI, SOUTHERN STATION

RESOLUTION NO. 99-84

POLICE OFFICER GEORGE S. PAGANUCCI, SOUTHERN POLICE STATION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer George S. Paganucci, Southern Station, as follows:

SPECIFICATION NO. 1

Engaging in conduct which tends to subvert the good order, efficiency and discipline of the Department and which reflects discredit on the Department (violation of Rule A-9 of General Oder D-1 of the San Francisco Police Department.)

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer George S. Paganucci, Southern Station, is set for Wednesday, February 8, 1984 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

NOTIFICATION AND FILING OF CHARGES AGAINST RECRUIT OFFICER LAINE SCARSELLA, PROPERTY CONTROL DIVISION

RESOLUTION NO. 100-84

POLICE OFFICER LIANE SCARSELLA, PROPERTY CONTROL DIVISION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer Liane Scarsella, Property Control Division, is set for Wednesday, February 8, 1984 at 5:30 p.m., in Room 551, Hall of Justice.

SPECIFICATION NO. 1

Failure to demonstrate satisfactory proficiency in the use of firearms (violation of Section 1X 3c(1) of the Recruit Training Manual of the San Francisco Police Department.)

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer L. Scarsella, Property Control Division, is set for Wesnesday, February 8, 1984 at 5:30 p.m., in Room 55, Hall of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

NOTIFICATION AND FILING OF CHARGES AGAINST POLICE DANIEL G. MARR, PARK STATION

RESOLUTION NO. 98-84

POLICE OFFICER DANIEL G. MARR, PARK STATION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Department were filed against Police Officer Daniel G. Marr, Park Station, as follows:

SPECIFICATION NO. 1

Engaging in conduct which tends to subvert the good order, efficiency and discipline of the Department and which reflects discredit on the Department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department.)

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer D G. Marr, Park Station, is set for Wednesday, February 8, 1984 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

HEARING OF THE REQUEST OF MICHAEL J. SULLIVAN, INVESTIGATIONS BUREAU, FOR A RECOMMENDATION FOR INDUSTRIAL DISABILITY RETIREMENT

RESOLUTION NO. 138-84

REQUEST OF POLICE OFFICER MICHAEL J. SULLIVAN, INVESTIGATIONS BUREAU, TO BE RETIRED BY THE POLICE COMMISSION PURSUANT TO COMMISSION RESOLUTION NO. 979-82, DISABILITY RETIREMENT, DATED NOVEMBER 24, 1982

WHEREAS, Police Officer Michael J. Sullivan, Investigations Bureau, in an Intra-Departmental Memorandum requested to be retired by the Police Commission pursuant to Commission Resolution No. 979-82, November 24, 1982; and

WHEREAS, the Police Commission placed the matter on Commission Calendar on February 1, 1984, for consideration and future hearing and thereafter scheduled the matter for hearing on Wednesday, February 15, 1984; therefore be it

RESOLVED, that the request of Officer Michael J. Sullivan to be retired by the Police Commission pursuant to Commission Resolution No. 979-82, November 24, 1982, will be heard on Wednesday February 15, 1984 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

HEARING OF POLICE OFFICER SEVERO N. FLORES, INGLESIDE STATION

RESOLUTION NO. 139-84

HEARING OF POLICE OFFICER SEVERO N. FLORES, INGLESIDE STATION, CONTINUED FROM MEETING OF NOVEMBER 9, 1984

WHEREAS, the hearing of Police Officer Severo N. Flores, Ingleside Station, was called it having been set for this date; and

WHEREAS, it has been requested by Mr. Jerry Akins, Attorney for the San Francisco Police Department, that the matter be continued to February 15, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Severo N. Flores, Ingleside Station, is continued to Wednesday, February 15, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

HEARING OF POLICE OFFICER MARK SOLOMON, RECORDS ROOM

RESOLUTION NO. 141-84

HEARING OF POLICE OFFICER MARK SOLOMON, RECORDS ROOM - CONTINUED FROM MEETING OF DECEMBER 7, 1983

WHEREAS, the hearing of Police Officer Mark Solomon, Records Room, was called it having been set for this date; and

WHEREAS, it has been requested by Mr. Jerry Akins, Attorney for the San Francisco Police Department, with the concurrence of Mr. Stephen Bruce Bley, Attorney for Officer Solomon, that the matter be continued to April 5, 1984; therefore be it

RESOLVED, that the hearing of the disciplianry charges filed against Police Officer Mark Solomon, Records Room, is continued to Thursday, April 5, 1984, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE JITNEY BUS PERMIT ISSUED TO STANLEY S. FONG BE REVOKED - CONTINUED FROM JANUARY 18, 1984

Continued to February 15, 1984

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION APPROVE AN AMENDMENT TO PART II, CHAPTER VII, ARTICLE 4, OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY DELETING EXISTING SECTIONS 366 THROUGH 373 AND SECTION 378 THERETO AND ADDING NEW SECTIONS 366 THROUGH 379, RELATING TO THE ISSUANCE OF PERMITS FOR PARADES

Continued to February 15, 1984. (Notify Newspapers and Community Agencies of Public Hearing.)

HEARING OF RECRUIT OFFICER FRANCIS I. KANG, SUPPORT SERVICES BUREAU/PROPERTY CONTROL DIVISION

RESOLUTION NO. 140-84

WHEREAS, the hearing of Recruit Police Officer Francis I. Kang, Support Services Bureau/Property Control Division, was called it having been set for this date; and

WHEREAS, a motion by Mr. J.W. Conroy, Attorney for Recruit Officer Kang, was made as to the question of jurisdiction of the Police Commission to hear the case and that the matter be continued to Thursday, March 22, 1984, to allow for receipt of the City Attorney's opinion on the jurisdictional dispute; therefore be it

RESOLVED, that the hearing of Recruit Police Officer Francis I. Kang, Support Services Bureau/ Property Control Division, is continued to Thursday, March 22, 1984 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

THE MEETING WAS THEN ADJOURNED AT 8:00 P.M.

LIEUTENANT WILLIE E. FRAZIER
SECRETARY
THE POLICE COMMISSION

8 FEBRUARY 1984 EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 512, Hall of Justice, 850 Bryant Street, on Wednesday, February 8, 1984 at 1700 hours, in Executive Session.

PRESENT: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

1. Personnel Matter

Commissioner Sanchez presiding.

8 FEBRUARY 1984 REGULAR SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, February 8, 1984 at 1730 hours, in Regular Session.

PRESENT: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

Commissioner Sanchez presiding.

APPROVAL OF CONSENT CALENDAR

RECOMMENDATION OF THE CITY ATTORNEY FOR SETTLEMENT OF THE FOLLOWING CLAIMS AGAINST THE CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 142-84

FORT HELP METHADONE MAINTENANCE PROGRAM

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Fort Help Methadone Maintenance Program against the City and County of San Francisco in the sum of $1,500.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 12 and 13, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 143-84

CITI-BANK

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Citi-Bank against the City and County of San Francisco in the sum of $1,033.62 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 6, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 144-84

BENNIE F. IRBY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Bennie F. Irby against the City and County of San Francisco in the sum of $77.60 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: December 19, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 145-84

DOUGLAS HIERONIMUS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Douglas Hieronimus against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 25, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 146-84

RICHARD A. OSBORN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Richard A. Osborn against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 13, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 147-84

SHARON GRIFFIN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Sharon Griffin against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 11, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 148-84

SUSAN WILLIAMS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Susan Williams against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 27, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 149-84

CARLOS MORENO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Carlos Moreno against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 22, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 150-84

LAWRENCE LEE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Lawrence Lee against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 22, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 151-84

ROBERT MIGLIORISI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Robert Migliorisi against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 11, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 152-84

DONNIE DAVIS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Donnie Davis against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow be, and the same is hereby approved.

Date of Incident: January 5, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 153-84

HARVEY L. FLETCHER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Harvey L. Fletcher against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 7, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 154-84

ROBERT MURFEE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Robert Murfee against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 16, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 155-84

DAWN D. BARRETT

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Dawn D. Barrett against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 8, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 156-84

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Lieutenant Ronald L. Jackson	$98.00	(P.O.S.T. Quarterly (Meeting, San Diego, (California (January 26, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

POLICE COMMISSION REPORT

Commissioner Hsieh said he would like the Commission to find out about some of the concerns expressed by the people in his community recently regarding the enforcement of the traffic on Stockton Street. He said perhaps it is something that has been known to the City for some time. He said he has experienced that it is getting to the point that the traffic movement on Stockton Street near Chinatown becomes almost intolerable. He said he thinks the cause is possibly from the large amount of trucks that are parked along the so-called meters and they use that as their extra storage for the day. He said he felt that they should be looked into and see if they are violating some basic intent for those meters and also the double parking. He said those two problems probably are the major factors that slows the traffic flow on Stockton Street. He said Stockton Street is being used as one of the major transit programs for the City to take the people from downtown to the Marina and therefore discharge them to the Golden Gate Bridge. And, he said, he felt that this possibly is something so crucial to the City's transit as well as the general transit programs. He said he would like to see if the Commission could find some way to look into this matter.

Commissioner Nelder said he has also received many complaints as it relates to the congestion and movement of traffic on Stockton Street. He said he would like to make a motion at this time that the Department assign a Task Force on to Stockton Street to take the necessary and immediate action as required and also submit a report at the end of 30 days indicating to the Commission what has been done and what the principal problems are.

Deputy Chief Eimil said that a report on this issue was prepared for the Chief of Police at the end of November recommending 10 to 15 steps to be taken. Removal of parking meters making a loading zone there so that the trucks would have somewhere to park; the towing away of trucks who were parked in violation of the law; the re-routing of some of the buses; the prohibition against left-hand turns or right-hand turns off of Stockton Street; the increasing of citations on the street and seven or eight other recommendations. He said they are all under study and they are just about ready to implement them. He said the big problem comes in that the Vehicle Code of the State of California says that if a truck is making a delivery and can't find a place near the curb to park, then it can double park to make that delivery. He said, so what the Department has to do is make space at the curb for those trucks to park. He said, in addition to that, permits have been given out allowing persons to sell wares from vehicles which creates a problem. He said we are giving them a permit to do it and if they do it, they are in violation of the law. So all of these problems, he said, will be looked at and a report for the Commission will be forthcoming.

Commissioner Nelder said he was familiar with that State Law on the deliveries but some of the complaints included the fact that some of the trucks want it both ways in that where there is an opportunity to park they are not taking it. They are double parking and it actually kills the lane. He said, so you might consider maybe a Solo/Bike or two just from an educational factor to instruct them to move in along the sidewalks or certainly not to kill the lane of traffic, and I think this is one of the major complaints down there.

Deputy Chief Eimil said there had been an increase in enforcement of Stockton Street since the month of December as there were 731 citations issued in that troubled three block area. He said he didn't feel that more than that number could be issued because there just aren't that many parking spaces. He said during the month of January they issued 531 and there were evidently fewer violations. He said but just issuing citations isn't going to do it because the merchants accept that as the cost of doing business.

Commissioner Hsieh said he would like to suggest and offer to the Commission and offer himself to work with some of the Department's staff and with the merchants in that area in an attempt to work out some kind of program because the complainants are the merchants, and they do have these problems. He said they have people who want to come into that area that cannot get to it and they have a shipment that needs to come in and they can't find a place to really get any space to park. He said there are some legitimate demands, but on the other hand he sees some severe abuses that must be stopped. He said he did not want the Department to create an atmosphere that people in that area are being harassed because of a stepped up increase in enforcement by the Police Department but on the other hand, he said, he did not see any other way to solve the problem because it is getting to the point where nothing is going to move on Stockton Street. He said, so, he would like to make that motion with the Commission's permission.

Commissioner Nelder said the only other thing that he was going to suggest was that perhaps that before any increase in enforcement, the Department should institute an educational program by assigning a Solo/Bike or two with circulars to be placed on vehicles on Stockton Street, particularly those that are there all the time, letting them know that the thing that may happen next is the tow-away of illegally parked vehicles which is really a drastic action.

Deputy Chief Eimil said what the Department really had in mind was to wait until Chinese New Year's and start the enforcement thereafter. He said the Department will be reporting back to the Commission.

Commissioner Sanchez said that before the Commission votes on the motion he would like to speak to the motion and also the fact that this has been an area of concern consistently for this Commission as it has been for the Department, and that is the whole question of enforcement pertaining to parking and double parking. He said he received a number of calls in June of last year and there was another bulletin reissued pertaining to handicap parking and access for the elderly and for the handicap in residential areas all over this City not in any one particular area. The major complaint he received primarily from seniors and from families with children who play on sidewalks to attempt to play on sidewalks or whatever is the fact that whenever they call a given station, it is such a low priority item and there is such a lack of manpower that the station cannot respond and as a result they are informed to contact traffic and traffic has a different response because they assign from a different network and evidently, he said, he felt the Department has been looking at what some of the needs are pertaining to uniform enforcement of some of these major parking problems. He said he hoped that the Department does bring back to the Commission as part of this study or recommendation

asking for specific increases in manpower to insure that all precincts within our jurisdiction can be adequately enforced especially given the concept that we are going to be going through the Democratic Convention. He said the Mayor has given her commitment as has the Department and this Commission that basically police services will be in full force throughout the City. He said right now the Department has a crisis as far as the enforcement of a number of violations pertaining to congestion, double parking, parking in handicapped zones and sidewalks, and if in fact there could be a recommendation such as assigning two of the Traffic Units to each precinct and increasing others to insure that there is uniform enforcement, he said he felt that a lot of the problems may be resolved. However, he said the Commission cannot respond until the problem is studied which is the basis of this motion and some specific recommendations on either increasing manpower or the re-deployment of manpower in order to meet these acute needs. But, he said, this Commission has sat through a number of hearings where we have had citizens from this City come and talk about the lack of enforcement in certain areas especially for the handicapped and the elderly, and it isn't resolving itself. It is getting a lot more complex and there is a great deal of frustration from many of our citizens throughout the City, so hopefully, this study will generate some positive responses and recommendations from the Department so that the Commission can support those and move on toward uniform enforcement.

Deputy Chief Eimil said they would include that in the report but one of those things that they found on Stockton Street was that there are only 39 parking meters and 16 of them are used by handicapped people. He said this means that they can park their cars there all the time and that limits the access as there are 16 less parking spaces. He said one of the problems is whether those are valid handicapped permits or not, and it is something that will have to be looked into.

The Commissioners then voted unanimously for the motion.

Commissioner Daly, on another issue, said she wanted to thank the Chief and the Department as several events over the weekend required some special police attention. She said he received telephone calls on Monday from people who said that complicated things had worked out and everyone was really pleased. She said a Gold Star to the Department and all those involved. She said the second subject was about the upper Fillmore District where a string of restaurants are located near Filbert Street. She said there is a lot of foolishness going on where people are parking in other people's driveways, public inebriation, public urination, all kinds of disturbances, and property destruction. She said no one is saying that the Police Department hasn't done a good job as far as a good job can be done, but she wondered if there is a way where the Commission can be apprised. Is there anything special that it can do immediately to really make a statement to the neighborhoods that the Department is not going to put up with this kind of foolishness. Since the neighborhoods are concerned about the Convention, she felt it is a time that the laws can be strictly enforced. She said apparently people are calling up when their driveways are blocked, but there is nobody to come and help. She said she understood that because of the manpower shortage but the repeated property destruction is a deserving factor. She then asked the Chief to prepare a report on this matter.

CITIZENS' AWARDS PRESENTATIONS

The honorable members of the Police Commission, along with Police Chief Cornelius P. Murphy, are honored to officially recognize the courageous actions of the following citizens, who, in many cases, risked their lives in assisting others.

Since these outstanding individuals have, by their selfless acts, demonstrated a real concern for the needs of others, we who are present tonight wish to thank them for their valor, and commitment to insure that there are people in this City who do care and who are committed to make it a safer City and take risks even at the possible endangerment of their own lives and families. The following named persons were presented Citizen Commendation Certificates:

Mr. Charles Deely
Mr. Darby Falkenstine
Mr. Bruce Franks
Mr. William O'Shea

REQUEST OF INSPECTOR HERMAN W. CLARK, HOMICIDE SECTION, TO ACCEPT A PRIZE FROM GRODIN'S DEPARTMENT STORE

RESOLUTION NO. 162-84

RESOLVED, that the request of Inspector Herman W. Clark, Homicide Section, to accept a gift certificate from Grodin's Department Store, be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

CHIEF'S REPORT TO THE POLICE COMMISSION

Deputy Chief Eimil said that Chief Murphy is attending a management seminar at the Transamerica Building and he would be in later this afternoon.

RECEIPT OF GENERAL ORDER N-2, "ACCEPTANCE OF CIVIL LEGAL PROCESS"

Public Hearing on February 29, 1984. (Copies sent to Employee Organizations.)

SETTING OF DATE FOR HEARING OF OFFICER GEORGE S. PAGANUCCI, SOUTHERN STATION

RESOLUTION NO. 157-84

WHEREAS, the date to be set for the disciplinary hearing of Police Officer George S. Paganucci, Southern Station, was called it having been set for this date; and

WHEREAS, it was requested by Mr. Robert Martin, Attorney for Officer Paganucci, that the date for the hearing before the Police Commission be set for March 29, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer George S. Paganucci, Southern Station, is set for Thursday, March 29, 1984 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly. Toler, Hsieh, Nelder, Sanchez

SETTING OF DATE FOR HEARING OF RECRUIT OFFICER LIANE SCARSELLA, PROPERTY CONTROL DIVISION

RESOLUTION NO. 158-84

WHEREAS, the date to be set for the disciplinary hearing of Recruit Officer Liane Scarsella, Property Control Division, was called it having been set for this date; and

WHEREAS, it was requested by Mr. Jerry Akins, Attorney for the San Francisco Police Department, acting on behalf of Mr. Michael Gash, Attorney for the San Francisco Police Department, that the date for the hearing before the Police Commission be set for April 12, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Recruit Officer Liane Scarsella, Property Control Division, is set for Thursday, April 12, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

SETTING OF DATE FOR HEARING OF OFFICER DANIEL G. MARR, PARK STATION

Inspector Jerry DeFilippo said he had two rather unique requests in this case. He said today he obtained some Subpoena Dueces Tecums from Lieutenant Willie Frazier and is reviewing the discovery package he received. There were documents that were pertinent in this case and were refused to be released to the Internal Affairs Bureau by the Brisbane Police Department. He said the only way to obtain those documents would be by a subpoena through the legal process. He said he intended to do so and is now asking the Commission to set a Compliance Date approximately four weeks from now so that he could ask that the records be brought to the Commission to allow him and his client ample time to review them.

Commissioner Nelder said he would move approval. Commissioner Daly seconded, and it was unanimously approved.

He then asked the Commission to set a pre-trial conference or settlement conference in this matter. He said this would give the Commission, if granted, a look at the feasibility of having such conferences in the future as it would save time.

Commissioner Nelder said he felt this would only weaken the Chief's position to administer and run a Police Department. He said under the Charter, the Commissioners are the judges of disciplinary matters which are presented to the Commission and there isn't anyplace that authorizes the Commission to participate in a preconceived meeting.

Commissioner Nelder then moved that the request be denied. It was seconded by Commissioner Daly and unanimously approved.

RESOLUTION NO. 159-84

SETTING OF DATE FOR HEARING OF OFFICER DANIEL G. MARR, PARK STATION

WHEREAS, the date to be set for the disciplinary hearing of Officer Daniel G. Marr, Park Station, was called it having been set for this date; and

WHEREAS, it was requested by Mr. Jerry Akins, Attorney for the San Francisco Police Department, that the date for the hearing before the Police Commission be set for April 26, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Officer Daniel Marr, Park Station, is set for Thursday, April 26, 1984, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

REQUEST OF POLICE OFFICER CLINT LOCY, INGLESIDE STATION, FOR A LEAVE OF ABSENCE WITHOUT PAY FOR A PERIOD OF SIXTY (60) DAYS FROM JANUARY 24, 1984 TO MARCH 24, 1984, INCLUSIVE, PENDING HIS HEARING BEFORE THE POLICE COMMISSION

RESOLUTION NO. 163-84

LEAVE OF ABSENCE WITHOUT PAY PENDING HEARING OF CHARGES

WHEREAS, Police Officer Clint Locy, Ingleside Station, was suspended without pay effective 0930 hours on June 28, 1983, pending hearing of charges before the Police Commission; and

WHEREAS, Police Officer Clint Locy, Ingleside Station, was requested a Leave of Absence Without Pay pending hearing of the charges before the Police Commission; therefore be it

RESOLVED, that Police Officer Clint Locy, Ingleside Station, be placed on a Leave of Absence Without Pay at his request for a period of thirty-seven (37) days commencing January 24, 1984 through February 29, 1984, be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

HEARING OF DISCIPLINARY CHARGES FILED AGAINST SERGEANT ROBERT DILLON, SUPPORT SERVICES BUREAU/RECORDS

RESOLUTION NO. 161-84

CONTINUATION OF THE HEARING OF POLICE SERGEANT ROBERT DILLON, SUPPORT SERVICES BUREAU/RECORDS

The matter of the hearing of Police Sergeant Robert Dillon, Support Services Bureau/Records, was called it having been continued from the hearing of November 2, 1983.

Sergeant Robert Dillon appeared in person and was represented by Mr. Ephraim Margolin, Attorney at Law.

Mr. Jerry Akins, Attorney at Law, appeared on behalf of the San Francisco Police Department.

Motion and argument was made by Mr. Ephraim Margolin as to why the charges should be dismissed.

Mr. Jerry Akins, responding to Mr. Margolin's motion, presented an argument as to why Mr. Marolin's motion should be denied.

The Commissioners noted Mr. Margolin's motion and then proceeded with the hearing.

The following named witnesses were called by the Defense, were sworn, and testified:

Mr. Edmund Cassidy
5 Canejo Drive
Millbrae, California

Mr. John Marcus Jones
649 Green Street
San Francisco, California

Mr. Gabriel Moore
4250 Judah Street
San Francisco, California

Mr. James Holmes
3650 Taraval Street
San Francisco, California

Mr. John Green
239 Farallones Street
San Francisco, California

The following exhibit was entered into evidence by the Defense:

Exhibit H - October 1, 1982 Interview conducted by Police Sergeant V. Rykoff of Captain Edmund Cassidy.

After listening to the testimony from the above parties, the Commission then adjourned at 2150 hours and the matter was continued to February 15, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

HEARING OF POLICE OFFICER CLINT LOCY, INGLESIDE STATION

RESOLUTION NO. 160-84

HEARING OF POLICE OFFICER CLINT LOCY, INGLESIDE STATION (CONTINUED FROM MEETING OF DECEMBER 7, 1983)

WHEREAS, the hearing of Police Officer Clint Locy, Ingleside Station, was called it having been set for this date; and

WHEREAS, it has been requested by Mr. Jerry Akins, Attorney for the San Francisco Police Department, that the matter be continued to Wednesday, February 29, 1984 at 5:30 p.m., in Room 551, Hall of Justice.

RESOLVED, that the hearing of the disciplinary charges filed against Officer Clint Locy, Ingleside Station, is continued to Wednesday, February 29, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

THE MEETING WAS THEN ADJOURNED AT 9:50 p.m.

Willie E. Frazier

Lieutenant Willie E. Frazier
Secretary
THE POLICE COMMISSION

15 FEBRUARY 1984 SPECIAL MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 512, Hall of Justice, 850 Bryant Street, on Wednesday, February 15, 1984 at 1600 hours in a Special Meeting.

PRESENT: Commissioners Toler, Hsieh, Nelder, Sanchez
ABSENT: Commissioner Daly

1. Meet and Confer

Memorandum of Understanding - Impasse Procedures

Commissioner Sanchez presiding.

15 FEBRUARY 1984 REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, February 15, 1984 at 1730 hours in Regular Session.

PRESENT: Commissioners Toler, Hsieh, Nelder, Sanchez
ABSENT: Commissioner Daly

Commissioner Sanchez presiding.

APPROVAL OF CONSENT CALENDAR

RECOMMENDATION OF THE TRAFFIC BUREAU ON THE INSTALLATION OF ZONING FOR THE REGULATION OF TRAFFIC ON THE PUBLIC STREETS

363 6th ST. (FOLSOM ST.) "TRADE MARK GRAPHICS" GRANT

At 363 6th Street, INSTALL 22' Yellow Zone from 3' to 25' north of the south property line.

2550 CALIFORNIA ST. (STEINER ST.) "THE CRANE AND TURTLE" GRANT

At 2550 California Street, INSTALL 22' Green Zone from east property line 22' west.

611 WASHINGTON ST. (COLUMBUS AV.) "MONTGOMERY WASHINGTON TOWERS" GRANT

At 611 Washington Street, INSTALL 44' White Zone from 64' to 108' west of Montgomery Street.

1475 POLK ST. (CALIFORNIA ST.) "RED'S RESTAURANT" GRANT

At 1613 California Street, INSTALL 18' Special White Zone from 62' to 80' west of Polk Street on California Street from 6 p.m. to Midnight. Sign to be installed on Meter CAL 1648.

631 O'FARRELL ST. (LEAVENWORTH ST.) "HAMILTON CONDO'S" REVOKE

At 631 O'Farrell Street, REVOKE 38' of existing White Zone from 64' to 102' east of west property line. REPAINT remaining 54' White Zone.

396 2nd AV.(GEARY BLVD.) "S.F.P.D." REVOKE

At 396 2nd Avenue, REVOKE 22' Special Truck Loading Zone from 15' to 37' north of south property line.

1877 STOCKTON ST. (LOMBARD ST.) "S.F.P.D." REVOKE

At 1877 Stockton Street, REVOKE 19' Green Zone from 13' to 32' south of north building line.

1800 STOCKTON ST. (GREENWICH ST.) "TOWER LAUNDROMAT" REVOKE

At 1800 Stockton Street, REVOKE 18' Green Zone north of the Greenwich Street property line.

1865 CALIFORNIA ST. (FRANKLIN ST.) "APARTMENT HOUSE" REVOKE

At 1865 California Street, REVOKE 22' White Zone east of west property line.

55 FRANCISCO ST. (MONTGOMERY ST.) "FIBREBOARD CORP." REVOKE

At 1799 Montgomery Street, REVOKE 42' Green Zone from 33' to 75' south of Francisco Street. INSTALL 2 Two-Hour Meters.

1098 HARRISON ST. (7TH ST.) "S.F.P.D." REVOKE

At 1098 Harrison Street, REVOKE 80' Yellow Zone from 75' to 155' east of 7th Street.

153 SHIPLEY ST. (4th ST.) "S.F.P.D." REVOKE

At 152 Shipley Street, REVOKE 30' Yellow Zone from 45' to 75' west of the east line. (Actual measurements 17' Yellow Zone west of the west end of driveway.)

399 7th ST. (HARRISON ST.) "S.F.P.D." REVOKE

At 399 7th Street, REVOKE 70' Yellow Zone from 9' to 79' north of Harrison Street.

90 DORMAN ST. (UNIT BLOCK) "S.F.P.D." REVOKE

At 90 Dorman Street, REVOKE 40' Yellow Zone from east building line 40' west.

15 DORMAN ST. (UNIT BLOCK) "S.F.P.D." REVOKE

At 15 Dorman Street, REVOKE 48' Green Zone from 63' to 111' west of east line.

69 DORMAN ST. (UNIT BLOCK) "S.F.P.D." REVOKE

At 69 Dorman Street, REVOKE 18' Yellow Zone from 252' to 270' east of Barneveld Street.

75 DORMAN ST. (UNIT BLOCK) "S.F.P.D.) REVOKE

At 75 Dorman Street, REVOKE 20' Yellow Zone from 175' to 195' east of Barneveld Street.

82 DORMAN ST. (UNIT BLOCK) "S.F.P.D." REVOKE

At 82 Dorman Street, REVOKE 9' Yellow Zone from east of the west line.

91 DORMAN ST. (UNIT BLOCK) "S.F.P.D." REVOKE

At 91 Dorman Street, REVOKE 18' Yellow Zone from 57' to 75' east of Barneveld Street.

99 DORMAN ST. (UNIT BLOCK) "S.F.P.D." REVOKE

At 99 Dorman Street, REVOKE 10' Green Zone from 18' to 28' east of Barneveld Street.

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 504 feet of green, blue, yellow and white zones at the parts of the City, at the locations submitted be, and the same are hereby approved.

AYES: Commissioners Toler, Hsieh, Nelder, Sanchez
ABSENT: Commissioner Daly

RECOMMENDATION OF THE CITY ATTORNEY FOR SETTLEMENT OF THE FOLLOWING CLAIMS AGAINST THE CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 170-84

MARY J. WETHERBEE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Mary J. Wetherbee against the City and County of San Francisco in the sum of $142.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: March 24, 1982

AYES: Commissioners Toler, Hsieh, Nelder, Sanchez
ABSENT: Commissioner Daly

TRAVELING EXPENSE VOUCHER

RESOLUTION NO. 171-84

RESOLVED, that the Traveling Expense Voucher submitted by the following named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Officer Lawrence Ryan	$349.20	(Reserve Coordinators Course (Stockton, California (01/30/84 - 02/02/84

AYES: Commissioners Toler, Hsieh, Nelder, Sanchez
ABSENT: Commissioner Daly

COMMUNICATION RECEIVED FROM THE RETIREMENT BOARD OFFICIALLY NOTIFYING THE POLICE COMMISSION OF THE RETIREMENT OF THE FOLLOWING-NAMED MEMBERS OF THE POLICE DEPARTMENT

a. Deputy Chief James A. Ryan, for service, effective January 17, 1984

b. Lieutenant Mario Tovani, Jr., for service, effective March 31, 1984

c. Sergeant Mario Busalacchi, for service, effective January 21, 1984

d. Sergeant Owen A. Kenny, for service, effective February 3, 1984

e. Sergeant Walter C. Watson, for service, effective January 26, 1984

f. Inspector John A. Wydler, for service, effective January 18, 1984

g. Police Officer Robert J. Kurpinsky, for service effective February 1, 1984

h. Police Officer Peter C. Buckley, for service, effective January 11, 1984

POLICE COMMISSION REPORT

Commissioner Sanchez said the Police Commission had met in a Meet and Confer with the San Francisco Police Officers' Association and no vote was taken. He said further considerations will be taken pertaining to Binding Arbitration and Fact Finding.

Commissioner Hsieh said he would like to direct the following comment to the Chief as he felt it would be useful in discussions on the issue. He said he had a chance to visit the District Stations last week and found that most of them were very old. He said he found some conditions that were unsatisfactory in that in many areas of those stations, there were broken furniture and rugs that should have been replaced some time ago as they are beyond repair. He said it appears that some of the walls have not been painted since day one, lighting fixtures are not in working order and had not been replaced. He said he understood that some of the responsibility probably belongs to the Captain of the stations; however, he said, on the other hand, he sees it as a serious problem if the Commission or Department has not given the money to those stations. Then the Commission, he felt, should take the matter upon itself to do something about it since the Commission is in the process of reviewing the 84/85 Department Budget. He said they (Commissioners) should make sure those stations are provided with anything not above the ordinary but only something to the point of a clean environment where a man or woman can work and feel some kind of pride in being assigned to the facility. He said, at this point he felt that the officers involved did not have such pride and he hoped that the Commission would be able to do something about this situation.

Chief Murphy said the maintenance for all of the police facilities are provided for by the Department of Public Works. He said, traditionally, what has happened over the years is that the Department has two budget processes, one in the annual operating budget and the other is the capital improvements budget. He said to Commissioner Hsieh that all of the things that the Commissioner had addressed had been discussed time after time and year after year and very little, if anything, gets done. He said from time to time a station does get painted for some reason and carpets to tend to get replaced. He said the carpets in the Chief's Office were replaced after 21 years, last month. He said he could provide the Commissioner with documentation showing that the Department has requested these things over and over again, but, he said, apparently some of those stations are what he considered to be beyond repair. He said Northern Police Station is a classic example. He said the Department is now in the process of preparing a Staff Study and report for the Commission which will come forth relatively soon regarding relocating Northern and possibly Potrero Station. He said Northern Police Station was never intended to be a Police Station. He said it is outdated and doesn't have the square footage required for a decent operating police station. He said one of the alternative locations to place Northern is in the abandoned Safeway Store at Bush and Larkin Streets. This would call for a sizable Capital Investment from the City, which would be something like $16,000 a month for renting it and making it suitable for police use.

He said another alternative is to try to appropriate from the Public Utilities Commission the site the Department is now using that belongs to the Muni Railway, and we think that we can get that at no cost to the City and relocate Northern Station out in that facility. That, he said, is one of the several options that we will submit to the Commission. He said he would suspect that the staff report will be up on line within two weeks. He said there is considerable interest right now to get some of those stations painted and cleaned up and the Department is aware of that interest not only on the part of the Commission but some of the Supervisors as well. We are going to strike while they are on the spot and try to get as much out of them as we can.

Commissioner Hsieh said he felt that it is only fair for the public to have a chance to understand. He said we all demand quite a bit from the officers and their dress code is really impressive and then you look back at the stations. He said he felt it was unfair and is not on a parity. He continued by saying he felt the public was ready to spend some money so he felt the Commission could take this opportunity instead of waiting for other people to tell the Commission what it should do. He said the Commission should say "Hey, let's get on with it."

Commissioner Nelder said he felt that was well said. He said he, having had some experience in the relocation of those stations, knows that it took a month of Sundays to get that done. He felt that on the strength of what has been offered by the Commissioners, he would make a motion that the Chief assign his Administrative Aide to make an immediate study of the stations starting with the worst one and start an immediate clean-up campaign having to do with the painting and cleaning and refurbishing of those stations that need it and need it the most. He said he didn't feel that there was any difference in what the Chief had said and what the Commissioners have said but he felt what has been said here by the Commission is that the Commission has to issue a strong order that it has to be done and done immediately because he said he felt he did not believe anyone should be required to work in a place that is filthy or certainly not in a condition for human beings to habitate, so that would be his motion.

Commissioner Toler seconded.

Commissioner Hsieh then said he just wanted to make sure that the process is not prolonged in that it may take six or 12 months to complete. He said he wanted to see that the money is included in the budget request, and he said he would like to see if the Commission could work on the Mayor's Office and the Board of Supervisors to make sure that it will not be red pencilled and that it will remain in place, and as long as it is reasonable, and it makes good sense, he felt a push by the Commission will certainly make the difference.

Commissioner Nelder said that is why he used the word immediately because Sergeant Wilson is here, and when that matter is presented to the Finance Committee as such, the Commission should be there to strongly support the Chief in a quest to get this done and get it done immediately.

Commissioner Sanchez said he would just like to add to the support of that motion and also ask when the staff does refer back to the Commission on this report that has been underway, if the Department could also take a look at not just the physical plants of the police stations but also the Commission has had some discussions before about vehicles. He said the downtime of certain vehicles in City yards is unbelievable. He said they have the same problem at General Hospital. He said you send out a vehicle, an ambulance, or whatever and you are looking at three to nine months just waiting to get it serviced, and when it is done, it takes four weeks. He said there is a problem as to whether, if in fact we can expedite or come in with some recommendations before the Commission. He said these things certainly have to be looked at. He said for the new Commissioner he just wanted to state that a couple of years ago that the Chief and his Staff did come in with a unique idea namely to do a lot of public relations work with some of our High School programs for our police vehicles. He said he believed that roughly four or five high schools are involved in efforts like maintenance and to insure that the police vehicles are in fact five star shape. He said this needs to be done uniformly on a day-to-day basis because when the amount of time is costed out to get vehicles back in service, whether it be the black and whites or undercover vehicles or the motorcyles or solos, it is costing the Department not only in reference to manpower but also in reference to hard dollars that could certainly be used for some of these other areas that are of major concern. He then asked Commander Klapp if he had anything to comment on before the motion is voted upon.

Commander Klapp said that as one of his first acts he has instituted a total assessment of the Department's vehicle fleet management policies and practices. He said he has a staff now compiling data regarding vehicle maintenance cost, downtime and his staff just completed a physical inspection of all equipment and rolling stock in all nine stations and 60 days from now, they will be prepared to submit a comprehensive proposal to the Chief and the Commission to alleviate the conditions the Commissioner described.

Commissioner Hsieh said he did have one more thing to add. He would like to see some kind of accountability for every morning when an officer takes a vehicle. He said he wants to make sure when he/she returns, he or she just doesn't dump the car some place and it is picked up by someone else who discovers it is damaged and no one really knows who is responsible and this could become a major problem.

Commander Klapp said those policies are in existence and one of the proposals they will be instituting is the fact that these policies are observed and enforced.

Commissioner Nelder said to Commander Klapp that there is a rule that holds the Lieutenant responsible for the outgoing vehicles.

Commander Klapp acknowledged that fact and said each station has a vehicle inspection officer and that is why he and his staff just conducted a physical inspection of the stations.

Commissioner Nelder said he felt that the Commissioner's interest was to see that an officer is actually carrying out his function, to make certain that his car is in good operating condition, and that his report on this subject is made appropriately. Perhaps this could be checked periodically.

Commander Klapp said they couln't agree more and that is exactly what their objective is, to see that these policies and practices are maintained and that they are enforced, that the Department vehicles are properly maintained both mechanically and physically.

Commissioner Hsieh said he was not sure if the Commander was in charge of this particular matter, but he also observed that there may be some questionable procedures in dealing with other station equipment. For instance, he said, on shotguns and other firearms, some kind of procedure can be looked at to see if it should be enforced to make sure the equipment will go to the right place and can be monitored as to whether it is a problem or not a problem, or the person returned it or did not return it. He said there are equipment storage problems as he sees it. He said there is no place to keep some types of equipment.

Commander Klapp said as far as firearms, the Rangemaster, Sergeant Wode, is right on top of that.

Commissioner Hsieh said he would like to see if some of the areas he mentioned could be discussed later with Commander Klapp in detail but he said he did observe some areas that could be reinforced.

Commissioner Sanchez then asked if there was further discussion and if not, he would call for the vote. (Unanimous Ayes).

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy said he was going to report to the Commission on the District Stations regarding the survey that the Department has taken but it has just been discussed.

Commissioner Nelder said before the next item and not getting too particular about the violent fight of the youths and knives in the Mission as it will probably be in litigation, but as an offshoot of that, is there an increase of young persons carrying knives?

Chief Murphy said not specifically, but he did have a recent meeting on youth activities, City-wide, in discussions with the Gang Task Force, and his conclusion, based on the reports they have gotten from the District Stations, are that the gang activity is less now than it has been in the past, although it tends to be somewhat seasonal. He said when summer comes there is obviously more time for kids to group up, so right now, simply because of the weather, it is probably less than it would be in the summer time. He said he hasn't seen any report stating that the use of knives and weapons is higher now than it has been before.

Commissioner Nelder said the thought that was in the back of his mind has him wondering if the Commanding Officer of the Department's Youth Bureau can develop some statistics to see exactly where we are on the aspect of carrying knives. Perhaps via an education and enforcement program, if it is substantiated, a crackdown can then go into effect to preclude something like that from happening as it is a very tragic set of circumstances for all concerned, certainly for the parents of the youth that was killed. He then asked the Chief if the Commission could have a report on that.

Chief Murphy acknowledged affirmatively.

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE COMMISSION APPROVE THE ACCEPTANCE OF A GIFT OF ONE (1) SHOTGUN FROM MR. CHARLES BROADWAY

RESOLUTION NO. 164-84

RESOLVED, that the recommendation of the Chief of Police that the Police Commission authorize the acceptance of the gift of one (1) shotgun from Mr. Charles Broadway, be, and the same is hereby approved.

AYES: Commissioners Toler, Hsieh, Nelder, Sanchez
ABSENT: Commissioner Daly

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION ACCEPT A GIFT OF A VAN FROM THE FRIENDS OF THE SAN FRANCISCO POLICE DEPARTMENT FOR USE BY THE POLICE RANGE

RESOLUTION NO. 165-84

REQUEST OF THE POLICE COMMISSION THAT THE BOARD OF SUPERVISORS PASS A RESOLUTION AUTHORIZING THE CHIEF TO ACCEPT THE GIFT OF A VAN FROM THE FRIENDS OF THE POLICE DEPARTMENT, VALUE IN EXCESS OF $8,000.00

RESOLVED, that the Police Commission requests the Board of Supervisors to pass a resolution authorizing the Chief of Police to accept a gift of a van from the Friends of the Police Department to be used by Range Personnel in carrying out various duties.

AYES: Commissioners Toler, Hsieh, Nelder, Sanchez
ABSENT: Commissioner Daly

PRESENTATION OF THE POLICE COMMISSION FROM THE POLICE DEPARTMENT BUDGET STAFF

Sergeant Harlan Wilson, Planning and Research, gave packets outlining the budget request for 84/85 to each Commissioner to review for the next two weeks.

He said what they contain is a summary explaining what the budget proposal to the Mayor's Office is by the old line item type budget, and also a programmatic budget as to how much money is in each index. He said then, inside there are two other pages dealing with the spread of the Department budget by positions, both sworn and civilian. He said an interesting fact again this year is that 93% of the Department's budget is personnel, 81% sworn and 12% for civilians. He said that leaves 11,000,000 dollars or 7% for the remaining part of the budget. He said the budget is $158,000,000 this year vs. $155,000,000 last year, which is a $3,000,000 increase or approximately 2 to 2½% increase, which is not very much. After further discussion, Sergeant Wilson said that if the Commissioners had any more questions, he would be glad to respond; otherwise, he would be back in two weeks with a full presentation showing what the full budget will look like. Public hearings on the subject will be entertained at that time also.

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE JITNEY BUS PERMIT ISSUED TO STANLEY S. FONG BE REVOKED (CONTINUED FROM THE MEETING OF FEBRUARY 1, 1984)

This item is continued off calendar per the advice of the Attorney for the San Francisco Police Department.

HEARING OF THE REQUEST OF OFFICER MICHAEL J. SULLIVAN, INVESTIGATIONS DIVISION, FOR A RECOMMENDATION FOR A DISABILITY RETIREMENT

RESOLUTION NO. 166-84

WHEREAS, the hearing of the request of Police Officer Michael J. Sullivan, Investigations Division, for disability retirement, was called it having been set for this date; and

WHEREAS, it was requested by Deputy Chief Kevin Mullen, Staff Services, that the matter be continued to March 15, 1984; therefore be it

RESOLVED, that the hearing in regard to the request for disability retirement of Officer Michael J. Sullivan, Investigations Division, is set for Thursday, March 15, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Toler, Hsieh, Nelder, Sanchez
ABSENT: Commissioner Daly

HEARING OF THE REQUEST OF OFFICER MICHAEL MORRIS, SUPPORT SERVICES BUREAU/GARAGE, FOR A RECOMMENDATION FOR INDUSTRIAL DISABILITY RETIREMENT

RESOLUTION NO. 167-84

WHEREAS, the hearing of the request of Police Officer Michael Morris, Support Services Bureau/Garage, for disability retirement was called it having been set for this date; and

WHEREAS, it was requested by Deputy Chief Kevin Mullen, Staff Services, that the matter be continued to March 15, 1984; therefore be it

RESOLVED, that the hearing in regard to the request for disability retirement of Officer Michael R. Morris, Support Services Bureau/Garage, is set for Thursday, March 15, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Toler, Hsieh, Nelder, Sanchez
ABSENT: Commissioner Daly

HEARING OF POLICE OFFICER SEVERO N. FLORES, INGLESIDE STATION

RESOLUTION NO. 168-84

WHEREAS, the hearing of Police Officer Severo N. Flores, Ingleside Station, was called it having been set for this date; and

WHEREAS, it has been requested by Mr. Jerry Akins, Attorney for the San Francisco Police Department, that the matter be continued to February 22, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Severo N. Flores, Ingleside Station, is continued to Wednesday, February 22, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Toler, Hsieh, Nelder, Sanchez
ABSENT: Commissioner Daly

HEARING OF POLICE SERGEANT ROBERT DILLON, SUPPORT SERVICES BUREAU/ RECORDS

The matter of the hearing of Sergeant Robert Dillon, Support Services Bureau/Records, was called it having been continued from the meeting of February 8, 1984.

Sergeant Robert Dillon appeared in person and was represented by Mr. Ephraim Margolin, Attorney at Law.

Mr. Jerry Akins, Attorney at Law, appeared as the Prosecutor for the San Francisco Police Department.

The following named witness appeared for the Defense, was duly sworn and testified:

Sergeant Robert Dillon
Support Services Bureau/Records Division

The following exhibits were entered into evidence by the Defense:

Exhibit 1 - Document outlining Captain Edmund Cassidy's tenure as Commanding Officer of Taraval Police Station.

Exhibit J - Documentation outlining Captain Cassidy's tenure as Commanding Officer of Taraval Police Station.

Exhibit K - Sixteen (16) various permit applications for permission to operate businesses in the Taraval District.

Closing statements were then made by both the Prosecuting and Defense Attorneys.

The Commission took the matter under submission, and recessed from 2126 hours to 2214 hours, after which the following decision was adopted:

RESOLUTION NO. 169-84

DECISION - HEARING OF POLICE SERGEANT ROBERT DILLON, SUPPORT SERVICES BUREAU/RECORDS DIVISION

WHEREAS, on December 17, 1982, Cornelius P. Murphy, Chief of Police, made and served charges against Police Sergeant Robert Dillon, Support Services Bureau/Records Division, as follows:

SPECIFICATION NO. 1

(a) At all times herein mentioned, Robert Dillon was and is a Sergeant of Police employed by the San Francisco Police Department;

(b) As a Sergeant of Police, Sergeant Dillon, (hereinafter the accused) was and is responsible for knowing and obeying the Rules, Orders, and Procedures of the San Francisco Police Department;

(c) At all times mentioned herein, the accused was assigned to the Taraval Police District;

(d) On or about September 25, 1981, the owner of the Road to Mandalay Bar, located at 328 West Portal Avenue in the City and County of San Francisco, applied for a second pinball machine permit;

(e) The Road to Mandalay Bar is located within the Taraval Police District;

(f) Prior to the permit hearing, which was held on October 20, 1981, the accused instructed Officer George Grant, Permit Officer of Taraval Station, to pick up a package from the owner of the Road to Mandalay Bar and to bring it to the accused;

(g) Prior to the permit hearing on October 20, 1981, Officer Grant went to the Road to Mandalay Bar and picked up a package from the owner of the Bar;

*(h) Officer Grant subsequently brought the package which contained six (6) bottles of liquor to the accused, who kept four (4) bottles and gave two (2) bottles to Officer Grant;

(i) By receiving the bottles of liquor from a person conducting business within his police district, the accused violated Rule 2.149 of the Rules and Procedures of the San Francisco Police Department which states that a member:

"Shall not solicit or accept any present, compensation or reward from any person conducting a business upon or within his beat, section, district, or assignment, except by permission of the Board."

*(Amended by the Prosecution during closing argument--the Defense objected and said objection was noted by the Commission.)

SPECIFICATION NO. 2

(a) Each and every allegation contained in paragraphs (a) through (c) of Specification No. 1 is hereby incorporated by reference as though each were fully set forth herein;

(b) In April 1981, and while serving as the permit officer at Taravel Station, the accused filled out a mechanical amusement device permit application for the owners of the Eagle Social Club which was located at 1722 Taraval Street in the City and County of San Francisco;

(c) The Eagle Social Club is located within the Taraval Police District;

(d) On or about August 4, 1981, the owners of the Eagle Social Club applied for an additional mechanical amusement device permit;

(e) Officer George Grant assisted the owners of the Eagle Social Club in filling out the permit application;

(f) After Officer Grant had assisted the owner in filling out the permit application, an envelope was placed in a folder that Officer Grant was carrying;

(g) When Officer Grant asked about the envelope, he was told that the envelope should be given to the accused.

(h) Officer Grant opened the envelope and observed that the envelope contained United States currency;

(i) Officer Grant told the accused how he had obtained the envelope and then gave the envelope containing the United States currency to the accused;

(j) By receiving money from a person conducting business within the accused's police district, the accused violated Rule 2.149 of the Rules and Procedures of the San Francisco Police Department which states that a member:

"Shall not solicit or accept any present, compensation, or reward from any person conducting a business upon or within his beat, section, district or assignment, except by permission of the Board."

SPECIFICATION NO. 3

(a) Each and every allegation contained in paragraphs (a) through (h) of Specification No. 1 is hereby incorporated by reference as though each were fully set forth herein;

(b) As a police sergeant, the accused was and is under a duty to prevent crime and enforce all penal laws and ordinances;

(c) By instructing Officer Grant to pick up liquor from the owner of the Road to Mandalay Bar, the accused solicited the commission of a crime;

(d) Solicitation of a crime is a violation of Section 653(f) of the California Penal Code;

(e) By failing to prevent crime, the accused violated Rule 2.01 of the Rules and Procedures of the San Francisco Police Department which states:

"The Police Department and its members shall have the power and it is their duty to:

1. Prevent crime
2. Protect Life and Property
3. Detect and Arrest Offenders
4. Preserve the Public Peace
5. Enforce all Penal Laws and Ordinances"

SPECIFICATION NO. 4

(a) Each and every allegation contained in paragraphs (a) through (c) of Specification No. 1; paragraphs (a) through (h) of Specification No. 2; and paragraphs (a) through (b) of Specification No. 3 are hereby incorporated by reference as though each were fully set forth herein;

(b) As a police sergeant who also periodically served as a platoon commander at Taraval Station, the accused was in a position of authority within the Taraval Police Station;

(c) By accepting an envelope containing money from a person conducting business within a district to which the accused was assigned, the accused permitted a violation of Section 68 of the California Penal Code which prohibits the asking or receiving of bribes by public officers or employees;

(d) By thus failing to prevent crime, the accused violated Rule 2.01 of the Rules and Procedures of the San Francisco Police Department which states:

"The Police Department and its members shall have the power and it is their duty to:

1. Prevent Crime
2. Protect Life and Property
3. Detect and Arrest Offenders
4. Preserve the Public Peace
5. Enforce all Penal Laws and Ordinances"

SPECIFICATION NO. 5

(a) Each and every allegation contained in paragraphs (a) through (c) of Specification No. 1; and paragraphs (a) through (c) of Specification No. 2 are hereby incorporated by reference as though each were fully set forth herein;

(b) On or about July 20, 1982, Officer Waldorph, Star No. 1447, was dispatched to the Eagle Social Club to investigate a complaint of loud noise emanating from the club;

(c) After conducting the investigation and advising the owners about San Francisco Municipal Police Code violation, Officer Waldorph received a telephone call at Taraval Station from the accused who was not on duty;

(d) The accused told Officer Waldorph that Officer Waldorph shouldn't bother the owners of the Eagle Social Club because they were friends of the accused;

(e) At the time of Officer Waldorph's investigation at the Eagle Social Club, the accused was serving as the permit officer of Taraval Station;

(f) Officer Waldorph submitted a written report concerning the observed violations at the Eagle Social Club to the accused;

(g) The accused failed to take action on the report and ordered that the Captain's clerk of Taraval Station not forward the report to the Field Operations Bureau;

(h) The accused neither forwarded Officer Waldorph's report to the Commanding Officer of Taraval Station nor did the accused submit his own report on the activity of the Eagle Social Club to the Commanding Officer of Taraval Station;

(i) By failing to submit a written report on a matter given to him for action, the accused violated Rule 2.63 of the Rules and Procedures of the San Francisco Police Department which states that a member:

"Shall, when a letter, complaint in writing, or other written communication is given to him for investigation or the taking of police action during his tour of duty, return said letter, complaint in writing or other written communication at the end of his tour of duty, together with report showing action taken."

SPECIFICATION NO. 6

(a) Each and every allegation contained in paragraphs (a) through (h) of Specification No. 1; paragraphs (a) through (i) of Specification No. 2; paragraphs (a) through (d) of Specification No. 3; paragraphs (a) through (c) of Specification No. 4; and paragraphs (a) through (h) of Specification No. 5 are hereby incorporated by reference as though each were fully set forth herein;

(b) By receiving presents from persons conducting business within the accused's assigned district, by failing to prevent crime, and by failing to submit a written report on a matter given to him for action, the accused engaged in conduct which tends to subvert the good order, efficiency, and discipline of the Department, which constitutes a violation of Rule 2.13 of the Rules and Procedures of the San Francisco Police Department, which states:

"Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the Department or which reflects discredit upon the Department or any member thereof or that is prejudicial to the efficiency and discipline of the Department, though such offenses are not specifically defined or laid down in these Rules and Procedures shall be considered unofficer-like conduct triable and punishable by the Board."

and

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on September 28, 1983, November 2, 1983, January 18, 1984, February 8, 1984, and February 15, 1984 and on February 15, 1984, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that the said charges made and filed against Sergeant Robert Dillon, Support Services Bureau/ Records Division, as contained in Specification No. 1, violation of Rule 2.149; Specification No. 2, violation of Rule 2.149; Specification No. 3, violation of Rule 2.01; Specification No. 4, violation of Rule 2.01; Specification No. 5, violation of Rule 2.63 and Specification No. 6, violation of Rule 2.13 are not sustained by the evidence presented at the hearing; therefore be it

RESOLVED, that it is the order of the Police Commission that said charges contained in Specification No. 1, violation of Rule 2.149; Specification No. 2, violation of Rule 2.149; Specification No. 3, violation of Rule 2.01; Specification No. 4, violation of Rule 2.01; Specification No. 5, violation of Rule 2.63; Specification No. 6, violation of Rule 2.13, be, and the same are here dismissed.

AYES: Commissioners Toler, Nelder, Sanchez
ABSENT: Commissioner Daly

(THE ENTIRE PROCEEDINGS WERE TAKEN IN SHORTHAND FORM BY MS LINDA PRANSKY, CSR.)

THE MEETING WAS THEN ADJOURNED AT 10:19 p.m.

Lieutenant Willie E. Frazier
Secretary
THE POLICE COMMISSION

22 FEBRUARY 1984 EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers Room 512, Hall of Justice, 850 Bryant Street, on Wednesday, February 22, 1984 at 1700 hours in Executive Session.

PRESENT: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

1. Personnel Matter

Commissioner Nelder presiding.

22 FEBRUARY 1984 REGULAR SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, February 22, 1984 at 1730 hours in Regular Session.

PRESENT: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

Commissioner Nelder presiding.

APPROVAL OF CONSENT CALENDAR

RECOMMENDATION OF THE CITY ATTORNEY FOR SETTLEMENT OF THE FOLLOWING CLAIMS AGAINST THE CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 174-84

ABC TOWING AND STORAGE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing and Storage against the City and County of San Francisco in the sum of $77.60 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 3, 1984

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

RESOLUTION NO. 175-84

ABC TOWING AND STORAGE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of A.B.C. Towing and Storage against the City and County of San Francisco in the sum of $59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 31, 1983

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

RESOLUTION 176-84

FLORENTINO MIRANDA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Florentino Miranda against

the City and County of San Francisco in the sum of $59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 31, 1983

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

RESOLUTION NO. 177-84

DIANNA LAKE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Dianna Lake against the City and County of San Francisco in the $59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 11, 1983

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

RESOLUTION NO. 178-84

A. B. C. TOWING AND STORAGE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of A.B.C. Towing and Storage against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 11, 1984

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

RESOLUTION NO. 179-84

NAI MIN LING

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Nai Min Ling against the City County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 23, 1984

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

RESOLUTION NO. 180-84

NATALIE JUNG

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Natalie Jung against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 17, 1984

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

RESOLUTION NO. 181-84

A.B.C. TOWING AND STORAGE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of A.B.C. Towing and Storage against the City and County of San Francisco in the sum of $50.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: December 30, 1983

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

RESOLUTION NO. 182-84

VICTORIA KVORIAK

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Victoria Kvoriak against the City and County of San Francisco in the sum of $50.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 3, 1984

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

RESOLUTION NO. 183-84

KING CHU

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of King Chu against the City and County of San Francisco in the sum of $50.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 25, 1984

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

RESOLUTION NO. 184-84

SONDRA A. HOLTZENDORFF

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Sondra A. Holtzendorff against the City and County of San Francisco in the sum of $50.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: Janary 23, 1984

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

RESOLUTION NO. 185-84

YVETTE ALLINO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Yvette Allino against the City and County of San Francisco in the sum of $33.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 13, 1984

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

RESOLUTION NO. 186-84

CATHERINE L. BROWN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Catherine L. Brown against the City and County of San Francisco in the sum of $27.60 as the result of a faulty tow, be and the same is hereby approved.

Date of Incident: January 6, 1984

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

RESOLUTION NO. 187-84

ANTHONY J. FRAGA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Anthony J. Fraga in the sum of $800.00 in compromise of Municipal Court Action No. 842-648 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 3, 1982

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

RESOLUTION NO. 188-84

WILLIAM PFENT

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of William Pfent in the sum of $850.00 in compromise of Municipal Court Action No. 831-304 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: October 12, 1981

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

POLICE COMMISSION REPORT

No Report.

CHIEF'S REPORT TO THE POLICE COMMISSION

No Report.

PUBLIC HEARING IN REGARD TO GENERAL ORDER N-2, "ACCEPTANCE OF CIVIL LEGAL PROCESS."

Continued to March 8, 1984.

PUBLIC HEARING IN REGARD TO GENERAL ORDER D-4, "ALCOHOL/DRUG ABUSE BY MEMBERS." (Continued to February 29, 1984)

Commissioner Nelder said to Al Casciato, President of the San Francisco Police Officers' Association that this matter would be continued at the request of Commission President, Dr. David J. Sanchez, Jr., who said he wanted to be present when this matter is acted upon. President Casciato said that the San Francisco Police Officers' Association was hoping to get this approved tonight as it would be a very historical moment and that they were very sad to see that the President of the Commission, Dr. Sanchez, is not present.

Commissioner Nelder said that it was unfortunate in that Dr. Sanchez had no control over his absence tonight but he has had a specific interest in this order since its inception. Commissioner Nelder continued by saying he felt in deference to Commissioner Sanchez it would only be gentlemanly for all concerned to put this matter over until Dr. Sanchez can be present to participate in discussions on it. The matter was then continued for one week.

PUBLIC HEARING IN REGARD TO GENERAL ORDER R-5, "VEHICLE ACCIDENT REPORTING."

Continued to March 8, 1984.

PUBLIC HEARING IN REGARD TO GENERAL ORDER H-3, "NOTICE OF VIOLATION."

RESOLUTION NO. 189-84

RESOLVED, that the Police Commission hereby adopts Department General Order No. H-3, Notice of Violation.

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commiosioner Hsieh, Sanchez

PUBLIC HEARING IN REGARD TO GENERAL ORDER F-1, "FIREARMS USE POLICY AND PROCEDURES."

Continued to March 8, 1984.

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION APPROVE AN AMENDMENT TO PART II, CHAPTER VIII, ARTICLE 4, OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY DELETING EXISTING SECTIONS 366 THROUGH 373 AND SECTION 378 THERETO, AND ADDING NEW SECTIONS 366 THROUGH 379, RELATING TO THE ISSUANCE OF PERMITS FOR PARADES

Continued to March 8, 1984.

HEARING OF POLICE OFFICER SEVERO N. FLORES, INGLESIDE STATION

RESOLUTION NO. 193-84

WHEREAS, the hearing of Police Officer Severo N. Flores, Ingleside Station, was called it having been set for this date; and

WHEREAS, it has been requested by Mr. Jerry Akins, Attorney for the San Francisco Police Department, that the matter be continued to April 12, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Severo N. Flores, Ingleside Station, is continued to Thursday, April 12, 1984, at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

Before going to the next item, Commissioner Nelder said that for the record the Commission considered in Executive Session the matter of Joseph A. Gordon as it relates to his termination by the Chief of Police and The Commission concurs with the Chief and it shall be so recorded. The Commission then adopted the following resolution:

RESOLUTION NO. 195-84

TERMINATION OF EMPOLYMENT OF MR. JOSEPH A. GORDON BY THE CHIEF OF POLICE, CORNELIUS P. MURPHY

WHEREAS, On January 5, 1984, Chief of Police Cornelius P. Murphy, termined Mr. Joseph A. Gordon, 1424 Clerk-Typist, Support Services Bureau/Records, Section; and

WHEREAS, as a temporary employee Mr. Gordon's termination must be reviewed by the Police Commission; and

WHEREAS, in a letter from the Police Commission dated February 9, 1984, Mr. Gordon was advised that the Police Commission had calendared this matter for February 22, 1984 and that Mr. Gordon should provide in writing reasons why the Commission should not approve and ratify the Chief's termination of his employment; and

WHEREAS, Mr. Gordon submitted his reasons as to why the Police Commission should not approve the Chief's termination of his employment in his letter to Dr. David J. Sanchez, Jr., President of the Police Commission on February 16, 1984; and

WHEREAS, the Police Commission, after reviewing Mr. Gordon's reasons as to why the Police Commission should not approve the Chief's termination, decided to uphold the Chief's recommendation; therefore be it

RESOLVED, that the recommendation of the Chief of Police that Mr. Joseph A. Gordon, 1424 Clerk Typist, Support Services Bureau/Records Section, be terminated effective 1700 hours, January 10, 1984, be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

HEARING OF POLICE OFFICER DOUGLAS HANSEN, POTRERO STATION

RESOLUTION NO. 194-84

HEARING OF POLICE OFFICER DOUGLAS HANSEN, POTRERO STATION (CONTINUED FROM MEETING OF JANUARY 11, 1984)

WHEREAS, the hearing of Police Officer Douglas Hansen, Potrero Station was called it having been set for this date; and

WHEREAS, it has been requested by Mr. Michael Gash, Attorney for the San Francisco Police Department; that the matter be continued to May 3, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Douglas Hansen, Potrero Station, is continued to Thursday, May 3, 1984 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

RECEIPT OF DEPARTMENT GENERAL ORDER J-3, "VEHICLE TOW, HOLDS INVENTORY FORMS AND RELEASES." (COPIES SENT TO EMPLOYEE ORGANIZATIONS."

Continued to March 8, 1984 for Public Hearing.

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE JITNEY BUS PERMIT OF MAXIE GARCIA BE REVOKED PURSUANT TO SECTION 4 (a) OF PROPOSTIION "K", FOR NON-COMPLIANCE OF SECTION 1088 OF THE POLICE CODE

RESOLUTION NO. 172-84

JITNEY BUS LICENSE AND/OR PERMIT - MAXIE GARCIA (REVOKED)

WHEREAS, on June 2, 1976, Mr. Maxie Garcia was granted Jitney Bus Operator's Permit #18, a permit which would allow him to become a Jitney Bus Operator, and subsequently Permit #18 was granted by the Police Commission on June 2, 1976, allowing him to become a jitney bus owner; and

WHEREAS, said permits were granted contingent upon Mr. Garcia's complying with various stipulations that he must comply with; and

WHEREAS, he failed to comply with Section 1088 of the Police Code which requires the permit holder to renew his Jitney Bus Permit each year prior to December 15th; and

WHEREAS, he was sent a written notice of this violation on Decmeber 23, 1983; and

WHEREAS, he was also delinquent in compliance with the provisions of Section 1088 of the Police Code for the years 1981 and 1982; and

WHEREAS, there has been no response by Mr. Garcia to written notice, by certified mail, of January 20, 1984; and

WHEREAS, a hearing was held on February 22, 1984, to show cause as to why Mr. Garcia's permits should be revoked; therefore be it

RESOLVED, that based on findings of facts submitted by the Chief of Police, the Police Commission does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Mr. Maxie Garcia to operate a Jitney Bus on the Mission Street Route.

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION ADOPT A RESOLUTION RECOMMENDING THE BOARD OF SUPERVISORS APPROVE AN AMENDMENT AUTHORIZING REGULATIONS FOR OPERATION OF PUBLIC PASSENGER VEHICLES FOR HIRE

RESOLUTION NO. 190-84

AMENDMENT TO PART II, CHAPTER VIII (POLICE CODE) OF THE SAN FRANCISCO MUNICIPAL CODE BY ADDING SECTION 1082 THEREOF, RELATING TO SAFE, CLEAN OPERATION AND THE POWER OF THE CHIEF OF POLICE TO ADOPT RULES AND REGULATIONS AS TO THE OPERATIONS OF PUBLIC PASSENGER VEHICLES FOR HIRE

WHEREAS, taxicabs and other public passenger vehicles for hire are licensed to operate by the City and County of San Francisco, and

WHEREAS, it is imperative for the health and safety of passengers that these vehicles be operated and maintained in a safe and clean manner, and

WHEREAS,it appears that the authority granted to the Chief of Police by Section 1(b) of the Initiative Ordinance Regulating Taxicabs and Other Motor Vehicles for Hire, adopted at the June 1978 election, (Proposition "K", Appendix F to the Charter of the City and County of San Francisco) to issue regulations to ensure prompt, courteous, and honest service is insufficient to insure that both vehicles and drivers present a neat and clean appearance to the riding public.

THEREFORE, the Police Commission hereby recommends adoption by the Board of Supervisors of the attached amendment adding Section 1082 to Part II, Chapter VIII of the San Francisco Municipal Code.

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

NOTIFICATION AND FILING OF CHARGES AGAINST POLICE OFFICER DONALD R. RAMIREZ, CENTRAL STATION

RESOLUTION NO. 192-84

POLICE OFFICER DONALD R. RAMIREZ, CENTRAL STATION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer Donald R. Ramirez, Central Station, as follows:

SPECIFICATION NO. 1

Failure to prevent crime while off-duty (violation of Rule A-2 of General Order D-1 of the San Francisco Police Department);

SPECIFICATION NO. 2

Engaging in conduct which tends to subvert the good order, efficiency and discipline of the Department and which reflects discredt upon the Department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department).

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Donald R. Ramirez, Central Station, is set for Wednesday, February 29, 1984, at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE COMMISSION ADOPT THE RESOLUTION IN REGARD TO THE REORGANIZATION OF THE POLICE DEPARTMENT MANAGEMENT STRUCTURE

RESOLUTION NO. 191-84

REORGANIZATION OF THE POLICE DEPARTMENT PURSUANT TO CHARTER SECTION 3530

WHEREAS, the Chief of Police has recommended the reorganization of the Police Department as described on the attached chart, therefore be it

RESOLVED, that pursuant to Charter Section 3530, the Police Commission hereby resolves that the reorganization be effected.

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

SUPPLEMENTAL APPROPRIATION REQUEST FOR EMERGENCY ALARM ORDIANCE

RESOLUTION NO. 173-84

REQUEST FOR SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF $58,490.00 TO FUND THE ADMINISTRATION OF ARTICLE 37 ("THE POLICE EMERGENCY ALARM ORDANANCE") OF MUNICIPAL CODE (POLICE CODE)

RESOLVED, that the Police Commission hereby approves a request for a supplemental appropriation amounting to $58,490.00. These funds will be used for a Data/Word Processing Professional Services Contract. The contract will develop a program to administer "The Police Emergency Alarm Ordinance." The funding source will be "any legally available funds."

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

PRESENTATION OF MEDALS OF VALOR AND CERTIFICATES

Commissioner Nelder said the Commission is in session today to honor those officers who have won awards by virture of their outstanding work in the field. He said the Commission sometimes has a very difficult task particulary as it relates to discipline. He said the other times the work is sometimes mundane but otherwise it is very pleasurable. He said there are two other occassions where he feels he enjoys being here and one is when officers are promoted and the other is when they are granted awards of valor. He said on this occassion he would suggest close attention is paid when Lieutenant Frazier reads the accomplishments of these officers for it is just outstanding police work." He continued by saying that the little we do here is hardly enough to repay them for their endeavors that go far beyond their normal call of duty. He continued by saying in ference to his good friend and fellow Commissioner Burl Toler who was a great athlete up at the University of San Francisco, he said he himself had had a little bit to do with the Bay Area Sports Hall of Fame and had in fact counted the ballots

on the first occassion. He said yesterday he was talking with some people downtown about the Bay Area Hall of Fame Sports Affair that they held last week and they were asking him how he liked it and he said it was just great, but, he said, he told them that they should come to the Police Department's Hall of Acclaim when the Commission honors the Department's Officers this coming Wednesday night, February 22, 1984. He said he went on to tell them briefly of the kinds of cases they would hear and specifically mentioned an incident where shots were exchanged between Officer Michael Stasko and a holdup man at a Safeway Store in the outer Mission District. He said these are the kinds of cases that should be in the Hall of Fame and the kind of cases those present will hear tonight. He continued by saying the little bit that we do here tonight to pay tribute to these officers for making San Francisco one of the safest places to live in the country is beyond any words that one can render. He said he wished to say to the people in attendance, the families, friends and officers that they had his heart felt congratultaions and good luck and best wishes.

Commissioners Daly and Toler also had glowing praises for the award recipients who were as follows:

Officer Robert S. Barrington	Silver Medal Award
Sergeant Larry Balakian	Bronze Medal Award
Officer Dale L. Allen	Bronze Medal Award
Officer Chester H. Banks	Bronze Medal Award
Officer Alfred E. Baldocchi	Bronze Medal Award
Officer William J. Coggan	Bronze Medal Award
Officer Jill Connolly	Bronze Medal Award
Officer Kitt E. Crenshaw	Bronze Medal Award
Officer Fred C. Crisp	Bronze Medal Award
Officer Gerald C. D'Arcy	Bronze Medal Award
Officer Robert J. Del Torre	Bronze Medal Award
Officer Ronald M. Dinslage	Bronze Medal Award
Officer Ernest A. Ferrando	Bronze Medal Award
Officer Monica L. Fields	Bronze Medal Award
Officer Timothy A. Flaherty	Bronze Medal Award
Officer Jordan K. Hom	Bronze Medal Award
Officer John M. Kowal	Bronze Medal Award
Officer Robert T. McMillan	Bronze Medal Award
Officer Francisco Mendez	Bronze Medal Award
Officer Leanora W. Militello	Bronze Medal Award
Officer Mark E. Mino	Bronze Medal Award
Officer Patrick F. Mullins	Bronze Medal Award
Officer Mark A. Potter	Bronze Medal Award
Officer Randolph M. Radosevich	Bronze Medal Award
Officer Roy M. Ramos	Bronze Medal Award
Officer Reno L. Rapagnani	Bronze Medal Award
Officer Ronald Roth	Bronze Medal Award
Officer George S. Stasko, III	Bronze Medal Award
Officer Geoffrey T. Williams	Bronze Medal Award
Officer Michael A. Williams	Bronze Medal Award

Inspector Anatole Balmy	Meritorious Conduct Award
Inspector Jerome A. DeFillippo	Meritorious Conduct Award
Inspector William C. Faust	Meritorious Conduct Award
Inspector Ronald P. Kern	Meritorious Conduct Award
Inspector Robert B. McEachern	Meritorious Conduct Award
Inspector Robert Peterson	Meritorious Conduct Award
Inspector David Toschi	Meritorious Conduct Award
Inspector Richard R. Weick	Meritorious Conduct Award

AYES: Commissioners Daly, Toler, Nelder
ABSENT: Commissioners Hsieh, Sanchez

THE MEETING WAS THEN ADJOURNED AT 7:00 P.M. IN MEMORY OF A FORMER POLICE DEPARTMENT CHAPLAIN, THE REVEREND TSO TIN TAAM WHO PASSED AWAY SUNDAY, FEBRUARY 19, 1984.

LIEUTENANT WILLIE E. FRAZIER/SECRETARY
THE POLICE COMMISSION

29 FEBRUARY 1984 SPECIAL MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 512, Hall of Justice, 850 Bryant Street, on Wednesday, February 29, 1984 at 1700 hours in a Special Meeting.

PRESENT: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

1. Attorney-Client Conference

Commissioner Sanchez presiding.

29 FEBRUARY 1984 REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 512, Hall of Justice, 850 Bryant Street, on Wednesday, February 29, 1984 at 1730 hours in Regular.

PRESENT: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

Commissioner Sanchez presiding.

APPROVAL OF CONSENT CALENDAR

RECOMMENDATION OF THE TRAFFIC BUREAU ON THE INSTALLATION OF ZONING FOR THE REGULATION OF TRAFFIC ON THE PUBLIC STREETS.

333 TURK ST (LEAVENWORTH ST) "NORTH OF MARKET MULT-PURPOSE SENIOR SERVICES" GRANT

At 333 Turk Street, INSTALL 22' Blue Zone from 92' to 114' west of Leavenworth Street on Turk Street. Sign to be installed on Meter Post TU311, Meter to be removed.

240 PAGE ST (OCTAVIA ST) "CHURCH OF THE LIVING GOD" GRANT

At 240 Page Street, INSTALL 22' White Zone from 16' to 38' west of the east property line.

1400 FOLSOM ST (10th ST) "WATERMARK WHOLESALE ART" GRANT

At 1400 Folsom Street, INSTALL 22' Yellow Zone from 15' to 37' west of the east property line.

210 MISSISSIPPI ST (MARIPOSA ST) "WORLD JOURNAL" GRANT

At 210 Mississippi Street, INSTALL 22" Green Zone from 21' to 43' north of the south property line.

940 POWELL ST (SACRAMENTO ST) "Y.W.C.A. APARTMENTS" REVOKE/GRANT

At 940 Powell Street, REVOKE 22' White Zone from 22' to 44' north of the south building line (leaves 22' White Zone). INSTALL 22' Blue Zone from 22' to 44' north of the south building line.

2797 16th ST (HARRISON ST) "BASIC CONCEPTS LIGHTING" DENY

At 2797 16th Street, INSTALL 15' Yellow Zone from 45' to 60' east of Folsom Street on 16th Street.

400 JESSIE ST (5th ST) "S.F.P.D." REVOKE

At 400 Jessie Street, REVOKE 62' Yellow Zone from 34' to 96' west of 5th Street. Leaves 22' Yellow Zone from 12' to 34' west of 5th Street. Please repaint.

417 JESSIE ST (5th ST) "S.F.P.D." REVOKE

At 417 Jessie Street, REVOKE 36' Yellow Zone east from west line of building.

455 JESSIE ST (5th ST) "S.F.P.D." REVOKE

At 455 Jessie Street, REVOKE 40' Yellow Zone extending west of the east building line.

405 JESSIE ST (5th ST) "S.F.P.D." REVOKE

At 405 Jessie Street, REVOKE 27' Yellow Zone from 25' to 52' east of west line of building.

409 JESSIE ST (5th ST) "S.F.P.D" REVOKE

At 409 Jessie Street, REVOKE 39' Yellow Zone extending from 12' west to 27' east of west line of #409.

101 MAIN ST "S.F.P.D." REVOKE

At 101 Main Street, REVOKE 66' Special Truck Loading Zone from 9' to 75' south of Mission Street (7 am to 1 pm).

111 & 115 MAIN ST "S.F"P.D" REVOKE

At 111 & 115 Main Street, REVOKE 44' Yellow Zone at 111 Main Street from 24' to 68' north of the south building line. REVOKE 22' Yellow Zone at 115 Main Street, 22' north of driveway at #135.

135 MAIN ST "S.F.P.D." REVOKE

At 135 Main Street, REVOKE 49' Yellow Zone 49' north of south driveway. REVOKE 16' Yellow Zone 16' south of south driveway.

240 2nd ST "S.F.P.D." REVOKE

At 240 2nd Street, REVOKE 46' White Zone from 21' to 67' south of Tehama Street.

444 POTRERO AV (17th ST) "S.F.P.D." REVOKE

At 444 Potrero Avenue, REVOKE 34' Green Zone from 1' south of north property line to 35' south of north property line.

288 NOE ST "S.F.P.D." REVOKE

At 288 Noe Steet, REVOKE 36' Yellow Zone from 33' to 50' north of Market Street.

450 POTRERO AV (17th ST) "KEARNY WHOLESALE DRUGS" REVOKE

At 450 Potrero Avenue, REVOKE 17' Green Zone from 33' to 50' north of the south building line.

890 O'FARRELL ST "S.F.P.D." REVOKE

At 890 O'Farrell Street, REVOKE 100' Special Truck Loading Zone from 80' to 180' east of Polk Street.

399 FUNSTON ST "S.F.P.D." REVOKE

At 399 Funston Street, REVOKE 130' White Zone north of Geary Boulevard.

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 770 feet of green, blue, yellow and white zones at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RECOMMENDATION OF THE CITY ATTORNEY FOR SETTLEMENT OF THE FOLLOWING CLAIMS AGAINST THE CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 206-84

GEORGE V. SOMERS

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of George V. Somers in the sum of $11,500.00 in Superior Court Action No. 784-566, entitled "George V. Somers vs. City and County of San Francisco, et al," as the result of damages sustained, be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 197-84

BOBBY W. HOPSON

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Bobby W. Hopson in the sum of $40,000 in Superior Court Action No. 793-306 entitled, "Bobby W. Hopson vs. City and County of San Francisco, "as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: November 12, 1981

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 207-84

THOMAS EISENMANN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Thomas Eisenmann against the City and County of San Francisco in the sum of $700.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: May 19, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 208-84

HENRY W. CABARRUS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Henry W. Cabarrus against the City and County of San Francisco in the sum of $300.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: April 29, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 209-84

ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of $77.60 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 27, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 210-84

ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of $60.35 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 17, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 211-84

ABC TOWING & STORAGE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of $59.20 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 23, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 212-84

JOHN R. BLACK

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of John R. Black against the City and County of San Francisco in the sum

of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

RESOLUTION NO. 213-84

PAT BUTORAC

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Pat Butorac against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 27, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 214-84

JOHN CHONG

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of John Chong against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 24, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 215-84

AMOS FERNANDES

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Amos Fernandes against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 23, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 216-84

RONALD J. RATTI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ronald J. Ratti against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 16, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 217-84

LOUISE SAKANASHI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Louise Sakanahi against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 12, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 218-84

CAROL A. IGRAS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Carol A. Igras against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 6, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 219-84

JOHN BARSKY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of John Barsky against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 26, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 220-84

LUCILLE VACCARO

RESOLVED, that the recommendation of the City Attorney for settlement of the cliam of Lucille Vaccaro against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 23, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 221-84

KWOK-MAN KWONG

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Kwok-Man Kwong against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 23, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 222-84

MICHAEL G. HOFF

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Michael G. Hoff against the City and County of San Francisco in the sum of $59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 28, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 223-84

MARY KELLY FARMAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Mary Kelly Farman against the City and County of San Francisco in the sum of $85.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 11, 1984

AYES; Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 224-84

KATHY RICHARDS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Kathy Richards against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 11. 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 225-84

MICHAEL C. K. TAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Michael C. K. Tan against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 3, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 226-84

HOPE GREENHILL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Hope Greenhill against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

RESOLUTION NO. 227-84

KATHERINE ELLISON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Katherine Ellison against the City and County of San Francisco in the sum of $50.00as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 26, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 228-84

SARAH M. McDONNELL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Sarah M. McDonnell against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 23, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 229-84

SUNG IM

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Sung Im against the City and County of San Francisco in the sum of $86.80 as the result of a faulty tow, be, and the same is hereby approved.

RESOLUTION NO. 230-84

JOHN BOYAJY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of John Boyajy against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 30, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 231-84

GERALD CLARKE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Gerald Clarke against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 30, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 232-84

ARTHUR G. HOPKIN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Arthur G. Hopkins against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 3, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 233-84

STEVEN MACK

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Steven Mack against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 18, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 234-84

PAUL MARTINSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Paul Martinson against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 4, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 235-84

SILAS C. NARLAND

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Silas C. Narland against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 24, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 236-84

TUNG KIEN TRINH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Tung Kien Trinh against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 26, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 237-84

STANTON WONG

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Stanton Wong against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 23, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 238-84

DAVID ÁLLAN HEIECK

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of David Allan Heieck against the City and County of San Francisco in the sum of $86.80 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 30, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nedler, Sanchez

RESOLUTION NO. 239-84

HENRY LEO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Henry Leo against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 23, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 240-84

ROBERT P. INGRAM

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Robert P. Ingram against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 20, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 241-84

DIANA MARIE R. GONZALES

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Diana Marie R. Gonzales against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 2, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 242-84

ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of $50.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: February 4, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 243-84

ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of $77.60 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 24, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 244-84

ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of $77.60 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: February 3, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 245-84

ABC TOWING & STORAGE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of $77.60 as the result of damages sustained be, and the same is hereby approved.

Date of Incident: December 27, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 246-84

EDWARD SANTOS, JR.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Edward Santos, Jr., against the City and County of San Francisco in the sum of $190.59 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: July 18, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 247-84

MRS. WILLIAM L. HONS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Mrs. William L. Hons against the City and County of San Francisco in the sum of $286.50 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: April 22, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 248-84

AUTHORIZING ATTENDANCE OF POLICE OFFICER MICHAEL WILLIAMS, POTRERO STATION, AT THE NARCOTIC INVESTIGATION COURSE IN SACRAMENTO, CALIFORNIA, FROM MARCH 4, 1984 TO MARCH 16, 1984

RESOLVED, that the recommendation of the Chief of Police that Police Officer Michael Williams, Potrero Station, be, detailed to attend the Narcotic Investigation Course in Sacramento, California, from March 4, 1984 to March 16, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Officer Williams, in the amount of $684.00 for subsistence and travel are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 249-84

AUTHORIZING ATTENDANCE OF POLICE OFFICERS MARK HAWTHORNE AND RALPH SCHOENSTEIN, CRIMINALISTICS DIVISION, AT THE FIELD EVIDENCE TECHNICIAN COURSE, IN LONG BEACH, CALIFORNIA, FROM MARCH 5, 1984 TO MARCH 23, 1984

RESOLVED, that the recommendation of the Chief of Police that Police Officers Mark Hawthorne and Ralph Schoenstein, Criminalistics Division, be detailed to attend the Field Evidence Technician Course in Long Beach, California, from March 5, 1984 to March 23, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred in the amount of $1,788.00 for Officer Schoenstein for travel, subsistence and tuition and expenses in the amount of $1,580.00 for Officer Hawthorne for subsistence and tuition, are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Toler, Hsieh, Nedler, Sanchez

RESOLUTION NO. 250-84

AUTHORIZING ATTENDANCE OF SERGEANT MICHAEL KEMMITT AND INSPECTOR JOSEPH PIERALDE, VICE CRIMES DIVISION, AT THE INFORMANT DEVELOPMENT AND MAINTENANCE COURSE IN SACRAMENTO, CALIFORNIA, FROM FEBRUARY 27th TO MARCH 2, 1984

RESOLVED, that the recommendation of the Chief of Police that Sergeant Michael Kemmitt and Inspector Joseph Pieralde, Vice Crimes Division, be authorized to attend the Informant Development and Maintenance Course in Sacramento, California, from Febraury 27, 1984 to March 2, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant Kemmitt and Inspector Pieralde in the amount of $342.00 each for subsistence and travel are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 251-84

AUTHORIZIING ATTENDANCE OF INSPECTORS GEORGE MATELLI AND JOHN STERLING, INVESTIGATIONS ADMINISTRATION, AT THE CRIMINAL INTELLIGENCE DATA ANALYST COURSE IN HUNTINGTON BEACH, CALIFORNIA FROM MARCH 5, 1984 TO MARCH 9, 1984

RESOLVED, that the recommendation of the Chief of Police that Inspectors George Matelli and John Sterling, Investigations Administrations Date Analyst Course in Huntington Beach, California from March 5, 1984 to March 9, 1984, be, and the same is hereby approved.

RESOLVED, that expenses incurred by Inspectors Matelli and Sterling in the amount of $478.00 each are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 252-84

TRAVELING EXPENSE VOUCHER

RESOLVED, that the Traveling Expense Voucher submitted by the following named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Officer Geoffrey Williams) $684.00 (Narcotics Investigation Course (Sacramento, California (02/05/84 - 02/17/84

AYES: Commissioners Daly, Toler, Nelder, Hsieh, Sanchez

RESOLUTION NO. 253-84

AUTHORIZING ATTENDANCE OF SERGEANT RAYMOND CARLSON, INSPECTOR DAVID SUYEHIRO AND OFFICER BRUCE CRAYTON, CRIMINALISTICS DIVISION, AT THE ADVANCED FIELD EVIDENCE TECHNICIAN COURSE IN LONG BEACH, CALIFORNIA, FROM MARCH 26, 1984 TO MARCH 30, 1984

RESOLVED, that the recommendation of the Chief of Police that Sergeant Raymond Carlson, Inspector David Suyehiro and Officer Bruce Crayton, Criminalistics Division, be detailed to attend the Advanced Field Evidence Technician Course in Long Beach, California, from March 26, 1984 to March 30, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant Carlson, Inspector Suyehiro and Officer Crayton in the amount of $659.00 each are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 254-84

AUTHORIZING ATTENDANCE OF SERGEANT JAMES KINAVEY, CRIMINALISTICS DIVISION, AT THE ADVANCED FINGERPRINT COURSE IN QUANTICO, VIRGINIA, FROM FEBRUARY 26, 1984 TO MARCH 16, 1984

RESOLVED, that the recommendation of the Chief of Police that Sergeant James Kinavey, Criminalistics Division, be detailed to attend the Advanced Fingerprint Course in Quantico, Virginia from February 26, to March 16, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant James Kinavey will be paid by the Federal Bureau of Investigation, at no cost to this Department.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 255-84

AUTHORIZING ATTENDANCE OF INSPECTOR CHARLES HOENISH, FENCING SECTION, AT THE AUTOMATED PROPERTY AND FIREARMS SYSTEM ADVISORY GROUP MEETING IN SACRAMENTO, CALIFORNIA, FROM MARCH 7, 1984 TO MARCH 8, 1984

RESOLVED, that the recommendation of the Chief of Police that Inspector Charles Hoenisch, Fencing Section, be detailed

to attend the Automated Property and Firearms System Advisory Group Meeting in Sacramento, California, from March 7, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Inspector Hoenisch in the amount of $168.00 are reimbursable by the State of California.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 256-84

AUTHORIZING ATTENDANCE OF CRIMINALIST FRANCIS WOO, CRIMINALISTICS DIVISION, AT THE ADVANCED BLOODSTAIN ANALYSIS COURSE IN EMERYVILLE, CALIFORNIA, FROM MARCH 5, 1984 TO MARCH 23, 1984

RESOLVED, that the recommendation of the Chief of Police that Criminalist Francis Woo, Criminalistics Division, be detailed to attend the Advanced Bloodstain Analysis Course in Emeryville, California from March 5, 1984 to March 23, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Criminalist Woo will be paid by the Crime Lab Fund at no cost to this Department.

AYES: Commissioners Daly, Toler, Hsieh, Nelder Sanchez

RESOLUTION NO. 198-84

DAVID SHINN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the Department of Fair Employment and Housing vs. the City and County of San Francisco, Case No. FEP-82-83 A9-0143p; David Anthony Shinn by removal of medical rejection and authorizing appointment of David Anthony Shinn as a Q-2 Police Officer be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

POLICE COMMISSION REPORT

Commissioner Hsieh said he had a question for Deputy Chief Eimil. He said, however, he wanted to also add some comment to what was said at the two previous Commission Meetings regarding the District Stations and in this case Central Station. He said on visiting that site, he found that the parking facilities for the station is absolutely inadequate. He said he saw police cars double parked and triple parked on the street at all times. He said he feels that this is going to be a situation where the public will take a point of view that if police cars are allowed to do it then why can't they. He said secondly it becomes a hardship on the officers as they attempt to carry out their duties. He said he would like to suggest that during the course of looking for additional funds for those facilities he wanted this matter added for consideration for whatever future plans for improvement to be done to the physical facilities. He said he also wanted to know what is being done with the Ordinance for sidewalk display permits as it is going to be effective March 1, 1984, and a number of people in China Town are very interested in knowing what kind of procedures are planned by the Department to carry out the enforcement of the provisions of that Ordinance.

Deputy Chief Eimil said that for the last 60 days, members of the Department of Public Works who are charged with issuing the permits and police officers who are assigned to the various beats in China Town, contacted all the merchants who have displays on the streets and informed them of the provisions of the Ordinance and worked with them in completing their application forms and everyone has been contacted and advised that starting March, 1984, the police department will commence enforcing the law. He said they are not going to run down there and lock everybody up but they are complying and only after they see that they will not cooperate, will they take action against them.

Commissioner Hsieh said the other item he was wondering about is a resolution by the Commission made approximately four meetings ago which established a Task Force to study the traffic problems on Stockton Street. He said he wondered what was happening with it.

Deputy Chief Eimil said as he had said to the Commission before that the Department made a study in December of last year and the Mayor has formed a Parking Task Force for the entire City and a subcommittee of that Task Force will look into the problem on Stockton Street. He said that subcommittee of the full Committee has not met. He said it is comprised of members of the Chinese Community and members from the Downtown area since the problem exist on both ends of Stockton Street. He said since that date there has been some heavy enforcement as the Department has issued about 700 tags a month and there has been considerable improvement. He said in addition to that, about 36 parking meters between Sacramento and Broadway Streets and and that our survey found that 16 of those parking meters were occupied most of the time by persons who had disabled placards. He said a disabled placard allows you to park in a metered zone or a time limit zone without any restriction. He said in order to determine whether those placards were genuine. Sergeant Newlin's officers went out and checked, and, of the first nine that they checked, eight of the placards were found to be used improperly.

He said they either didn't belong to the person, they had been stolen, they had been lost or they had been counterfeited. He said those eight persons have been cited to appear in Municipal Court. He said the Department has also written a letter to the Department of Motor Vehicles. He said apparently the system that is now used to obtain one of the placards is to get a doctors certificate and go to the Department of Motor Vehicles, pay four dollars and they give a disability placard and that disability placard is good forever. So they have written to them to see if they could place some more controls over them by placing an expiration date on the placards. He said they would not be able to be changed from car to car. He said so that is where it stands until they have that meeting with the Mayor's Task Force which he feels will be in several weeks.

Commissioner Hsieh said he felt that it is a wonderful thing for the Mayor's Office to take action but he would like to see that the Department did not duplicate this effort. He said since the Mayor is taking action he said he would like to suggest that since the Commission's original resolution established a Task Force the same idea would incorporate the Mayor's Task Force whatever it is and it should also have a time schedule so that it is not going to be a Task Force for a long, long time. He said hopefully, the spirit of public input can be incorporated into whatever the study is of the Task Force. He said and finally, the Commission would like to have a chance to review the findings and recommendations by the Task Force

before they are implemented. He said he would like this to appear in the form of a resolution to be sent to the Mayor for her consideration to incooperate the Department's suggested Task Force to be part of her program.

Commissioner Nelder suggested that he might add that the delegation of Elected Sacramento officials be apprised of the problem of of fraudulent use of those permits in an effort to renew them annually.

Deputy Chief Eimil then said he believed that Deputy Chief Richard Trueb could shed some light on this suggestion.

Deputy Chief Trueb said that last year the Department had a similar situation that called their attention to abuses of those problems. He said the law and legislative committee through the C.P.O.A. and they proposed some legislation which was written to put in some temporary disabled person. He said the Department of Motor Vehicles appeared and vigorously opposed it because of the administrative problem they had in the processing of those particular permits. He said the Highway Patrol supported the Department's position and there is some affirmative legislation being proposed in Sacramento to again get it back on so that the legislature will mandate that there be a provision for the temporary issuance of the permits. He said that is the basic problem and the Department of Motor Vehicles says that the Staff work to handle the administration of that program is monumental because of the number of cars and it is what is perceived by city goverment as the easy way out and they have the problem. He continued by saying that the Department is re-submitting the proposal.

Commissioner Sanchez then asked if there were further discussion on the motion.

Commissioner Nelder said he felt that the motion was very proper.

Commissioner Sanchez then asked if all were in favor and the response was unanimous ayes.

RESOLUTION NO. 257-84

COORDINATION OF EFFORTS OF TASK FORCE COMMITTEES TO SOLVE TRAFFIC CONGESTION ON STOCKTON STREET

WHEREAS, the Police Commission on motion by Commissioner Thomas Hsieh is submitting this resolution to the Mayor's Task Force Sub-committee on Traffic Congestion on Stockton Street requesting that the Police Department Task Force, created with the same idea, could be incorporated with the Mayor's Sub-committee so as to eliminate a duplication of efforts; and

WHEREAS, Commissioner Hsieh suggests that there should be a time frame as to a report on the results of the committee's efforts within thirty (30) days; and

WHEREAS, the completed report by this task force should be reviewed by the Police Commission before findings and recommendations are implemented; therefore be it

RESOLVED, that it is hereby respectfully requested that the Mayor's Task Force Sub-committee on Traffic Congestion on Stockton Street work with the Police Department's Task Force Committee and submit their findings and recommendations to the Police Commission prior to the report's implementation.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

Commissioner Sanchez said that under the Police Commission Report a number of items should be discussed and one was that the Police Commission met in Executive Session dealing with personnel matters and litigation and no vote was taken, and, secondly, he said, there has been a notice sent regarding the upcoming Public Convenience and Necessity Hearings for March 15, 1984, but that is not correct as the Hearings for all Vehicle for Hire Permits, except Jitneys, will be held on March 22, 1984, and he said, lastly, the Commission has now established, within itself, two committees. He said there will be two committees made up of three Commissioners each. He said the first Committee will deal with matters pertaining to the Office of Citizen Complaints and will consist of Commissioners Nelder, Daly, and Hsieh and the other Committee which will deal with the facilities of and the proposed re-location of the Police Academy, and it consists of Commissioner Sanchez, Toler, and Hsieh. He said this Committee will work with members of the School Department and other City agencies to insure that the Police Department and Commission are in fact getting the best maximized space to meet the critical needs of police services.

On another subject Commissioner Daly said she just wanted it noted that the Department had did some fine police work on Monday with the arrest of the P.G. & E. imposters. She said it was a very fine cooperative effort on the part of the citizens who had observed these suspects throught a neighborhood crime watch. She said this is what happens then citizens trust a police department enough to call and the police responds so well, so quickly and so professionally. She said a lot of people noticed and it was real good work.

Thereafter Commissioner Nelder asked, because of the number of people present to go on to item No. 11.

PUBLIC HEARING IN REGARD TO GENERAL ORDER NO. D-4, "ALCOHOL/ DRUG ABUSE BY MEMBERS"

Commissioner Sanchez said that this item has been on calendar and off calendar because of a number of substantial changes both by the administration and by the San Francisco Police Officers Association. He said at this point he would like to listen to comments from those present but there is a consenus by the members of the Commission in that the Chief, not being able to be here because of illness, the Commission would not vote on the item.

Al Casciato, President of the San Francisco Police Officers Association said they had the impression that it was going to be a vote on this Order as it is a very precedent setting. He said it is sorely needed and it is a very good step in the right direction. He said they are looking forward to having it adopted.

Commissioner Nelder said to Dr. Sanchez that what had happened is that he (Nelder) had spoke to this issue last week and asked that it go over, basically, because some of the Commissioners who were primarily interested in it were not here. He said also, he folet that it is just important for Chief Murphy to be here too because, he does want to speak to it. He said to President Casciato that he felt it would be a mistake for him to make his presentation tonight not hearing what he had to say because there would be questions on both sides that would need answers. He said he regretted that he promised the Commission would move on it tonight. He said the Commission will definitely move on it next week and if any of the Commissioners or the Chief are absent they will submit a written statement and it will be voted out regardless of the absences.

CHIEF'S REPORT TO THE POLICE COMMISSION

No Report.

SETTING OF DATE FOR HEARING OF OFFICER DONALD R. RAMIREZ, CENTRAL STATION

RESOLUTION NO. 196-84

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Donald R. Ramirez, Central Station, was called it having been set for this date; and

WHEREAS, it was requested by Mr. Jerry Akins, Attorney for the San Francisco Police Department, that the date for the hearing before the Police Commission be set for May 17, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Donald R. Ramirez, Central Statrion, is set for Thursday, May 17, 1984 at 5:00 p.m. in Room 551, Hall Of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 203-84

STATUS REPORT IN THE MATTER OF OFFICER KEVIN DEMPSEY, COMMUNICATIONS (2.13)

WHEREAS, the Status Report in the matter of Police Officer Kevin Dempsey, Communications Division, was called it having been set for this date; and

WHEREAS, Mr. Jerry Akins, Attorney for the San Francisco Police Department, requested that the date for the hearing be set for April 19, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

RESOLVED, that the date for the hearing of the disciplinary charges filed against Police Officer Kevin Dempsey, Communications Division, is set for Thursday, April 19, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 204-84

STATUS REPORT IN THE MATTER OF OFFICER KEVIN DEMPSEY, COMMUNICATIONS (2.13)

WHEREAS, the Status Report in the matter of Police Officer Kevin Dempsey, Communications Division, was called it having been set for this date; and

WHEREAS, Mr. Jerry Akins, Attorney for the San Francisco Police Department, requested that the date for the hearing be set for April 19, 1984; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Police Officer Kevin Dempsey, Communications Division, is set for Thursday, April 19, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION APPROVE THE REQUEST OF MR. EARL W. WHEELER FOR PERMISSION TO SUSPEND HIS JITNEY BUS PERMIT FROM JANUARY 18, 1984 TO APRIL 16, 1984

Officer Suslow from the Permit Section said that Mr. Wheeler has asked for permission to suspend the operation of his jitney permit. He said the Department recommended approval. However,

he said, during the interim, and by the time it arrived here to the Commission, Mr. Wheeler has found a driver and returned to operation on February 10th. He said he would like to amend the request at this time to read the suspension of operation to run from a period of January 1984 through February 10, 1984, and the Department would so recommend.

The Commissioners had some concerns about the time frame in this matter and Commissioner Nelder said that this request is now a moot subject. He said the Commission, having it before them at this point, looses the ability to administrate those vehicles for hire in the field if it acts after the fact. He said the problem could become kind of sticky, for Mr. Wheeler was operating under the guise of a jitney permit, or, he had a driver who would be his agent, all kinds of complications would develop and particularly if the Commission did or did not act at this particular time. He said, had the Commission not given the approval to take the leave on those given dates, maybe, a completely different view would be in focus. He said having had some experience in these areas he felt it would be a huge mistake to act after the fact, he said he would make motion that this be taken off-calendar and for the Department to work out a system where the Commission could act before and not after the fact.

Commissioner Daly seconded and it was unanimously approved.

RESOLUTION NO. 205-84

REQUEST OF MR. EARL W. WHEELER TO SUSPEND OPERATION OF HIS JITNEY BUS PERMIT FROM JANUARY 18, 1984 TO FEBRUARY 10, 1984

WHEREAS, Mr. Earl W. Wheeler has requested that permission be granted to suspend operation of his motor vehicle for hire permit from January 18, 1984 to February 10, 1984; and

WHEREAS, Mr. Wheeler did not appear in person and was not represented by counsel; therefore be it

RESOLVED, that it is the order of the Police Commission that because the dates of Mr. Wheeler's request for suspension of his vehicle for hire permit have already passed, the matter was and is continued off calendar.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

Commissioner Sanchez said on another subject one of the key programs that thas been continually monitored and has continually shown a unique pattern of quality control has been in the reference to the Senior Escorts Programs. He said he has spent a great part of the morning working at a number of the City's Facilities and in the Mission meeting with members of the Senior Escort Staff and Department in trying to provide access to the clinical services at a number of locations in the City. He said after spending about three or four months on this item, and transportation being a problem, those agencies said that they were going to revitalize access for the elderly. He said at the same time in reviewing what the Department requested either have not been forth coming or some how are still in the Mayor's Budget Officer, or were approved, and the Commission does not know about it. He said what he is saying is that the Commission is going to start Public Hearings this evening pertaining to the 84/85 fiscal budget and he would like to know if everything, in fact everything, the Commission requested last time is on board and operational and if why not.

Captain Frank Jordan who happened to be present responded and said he did know what the Commission was referring to and this was a supplemental request for funds for a total of $62,329.00 and he said, what it was, was a re-allocation of unexpended funds for this year. He said it was approved by this Commission and forwarded to the Board of Supervisors. He said they have not had any follow-up from the Board as to what date that will be heard. He said to his knowledge, seven vans, three electric typewriters and four manual typewriters have not been forth coming at this point.

Commissioner Sanchez said he just wanted to clarify that he had assumed that it was hung up here and it would be nice to know what is happening with these matters so that the Commission, if need be, can try and do something about it.

Sergeant Harlan Wilson, Planning and Research, said the last he had heard was that, that Supplemental was in the Mayor's Office but he could verify it and get back to the Commission, if need be, can try and do something about it.

Mr. Mark Forrester, of the Senior Escort Program said what had happened is that it was sent over through the regular routes and the statement that was made yesterday was that it was lost. He said Sergeant Gustafson of the Community Services Division of the department had to carry a copy of it directly to the Mayor's Criminal Justice Council. Mr. Forrester said, however, it was not lost and nothing happened. He said so they do not have any of those items requested and if nothing happens by April 30th those vans in the request will be lost.

Deputy Chief Eimil said the Department will look into what is happening with this item the first thing tommorrow morning.

After further discussion, Commissioner Hsieh said he could fully sympathize with all of the problems. He said one thing that could be helpful in the future is that on the line items for the budget submission is information to show what this years number of personnel, and equipment are available and then compare it with next year and so in in the future. He said when the Commission reviews the current document it becomes very difficult to understand as to what the problems are. (AT THIS POINT THE COMMISSION RECESSED FOR FIVE MINUTES.)

After reconvening, Commissioner Sanchez said the Commission will now proceed with the discussion of the 84/85 Fiscal Operating Budget. He said to the audience, if there were any questions or comments, for them to please come forward, give their names for the record and proceed.

Commissioner Hsieh then asked how many sessions will the Commission have on this, or if this will be the end of discussion tonight. He said he wanted to know so that he could act accordingly.

Commissioner Sanchez advised Commissioner Hsieh that their were no standing operating procedures but over the years there has been at least a meeting for public discussion and then another meeting for adoption. He said there have been times where it has taken sometimes three meetings but there have also been times when it has almost been doine in one and the same meeting.

Sergeant Wilson then made a slide presentation of the Budget to the Commission. He then give the Commissioners a copy of each of of the slides so that they would be able to refer to it and refresh their memory as he proceeded. He then gave an overview of what the budget looks like in it's present structure and a comparison of what it looked like for 1983/84. He then went through a brief discussion advising that there were three budgets of which the Police Commission deals with, one and two others that are dealt with by the Department of Public Works. He said there is a Capital Improvements Budgets and coupled with that there is a Capital Improvements Budgets and coupled with that there is a Facilities Maintenance Budgets. He said these two budgets are prepared by the Staff in Planning and Research and submitted to the Department of Public Works for review and inclusion in the total City-wide Budget. He said there is another budget which ins the Department's Operating Budget and it is the one the Commissioners are dealing with tonight.

Commissioner Hsieh then asked Sergeant Wilson if the Commission is required to review and approve the other two budgets did not go through the Police Commission at all because they are not part of the Police Department Budget and is in fact a part of the Department of Public Works Budget. He said the Police Department sends to the Department of Public Works what the Department needs.

Commissioner Hsieh said to Commissioner Sanchez that that he suggests that in the future the Police Commission shares some of the input on those two other budgets as they involve the working conditions of the police officers and should be a concern of the Commission. He said if the can add some input into these budgets, perhaps the Commission can add some support to the Department in successful attempts to obtain those items requested by the Department. He said in so much as past request by the Department. He said in so much as past request have not been successful in some areas, he would like to see if the Commission can move in to this area and be supportive by its involvement.

Sergeant Wilson said he felt that the Commission could be very helpful in passing a resolution or numerous resolutions requesting that the Department of Public Works and the Capital Improvement Facilities Maintenance Advisory Committee in the Department of Public Works include more of the Department's request, for he himself has seen some shocking situations that have occured with Capital Improvement Facilities Maintenance.

Commissioner Sanchez said at this point there is a motion on the floor by Commissioner Hsieh, Commissioner Toler seconded and further discussion was held on the motion.

Commissioner Nelder said that he felt the motion was proper and that it will simply formalize the Commission's involvement. He said that there has never been an exclusion of the Commission, per se but this motion would simply put it in perspective.

Commissioner Sanchez said he would speak to the motion also. He said he would concur with Commissioner Nelder in that the Commission has never been excluded from a number of these key items. He said there has always been information given to the Commission by Department Staff pertaining to some of the facilities such as the Department Staff pertaining to some of the facilites such as the Fremont School which was in question before

and some of the equipment and also request at times for emergency declarations in order to get certain things done by the Department of Public Works and of which the Chairperson has personally signed off but it has always been reviewed by the Commission prior to his signatory. He said so in essence this sort of formalizes the process and at the same time will certainly the Department much more leverage as far as the Commission and the Department of Public Works staff and the Board to expedite some critical matters which all of us are acutely aware of. Thereafter, the Commission unanimously approved the motion.

After further explanation as to the route the mentioned budgets take, Commission Hsieh said he would like to add to this particular procedure because as some of the facilities and their conditions as lookid upon today shows a total lack of success as far as maintenance and upkeep and replacements prior to this past arrangement. He said he felt the Police Commission has every duty and responsibility to see that these facilities are in top working condition. He said he did not like to see the Department of Public Works tell the Commission as to how the Police Department should be kept in such poor shape. He said he would like to see the Commission take the lead and see a resolution but the condition has got to be remedied.

Commissioner Sanchez discussed the need of some of the Institutional Security Police Officers of Laguna Honda and San Francisco General Hospitals and also the need for an increase of Parking Control Officers in the Traffic Division of the San Francisco Police Department. He said the Commission should certainly consider this and add it to the budget if it is felt that it is a priority and then submit for review to the Mayor's Budget Staff. He said he would hope that some of these items be mentioned that are critical to Law Enforcement Services in the City should certainly be either added to by the Police Commission or at the request of the administration so that the Commission could share with them the fact that these critical areas. He said so therefore, this is a unique opportunity for the Commission to voice their concerns by perhaps changing some of the dollar amounts requested and increasing them in a number of these critical areas which the Commission will have a chance to do next week if that is the wish of the Commission.

Commissioner Nelder said he felt that this budget reflects an approval by the Chief and that police work, at least the distribution of personnel, is not an exact science and each Chief functions somewhat differently. He said the budget the Commissioners are considering tonight is a relatively conservative budget as that Sergeant has pointed out that 97% of it is salaries and that doesn't give one a great deal of area particularly in the area of new technology to do any cutting.

He said the only people who can add at this juncture is the Department and the Commission. He said once it gets to the Mayor all she can do is cut and all the Board of Supervisors can do is cut. He said the inpurt stops once it leaves the building.

Sergeant Wilson said that basically that was correct but there was a possibility that a Commission by Resolution can request an increase during the next phase which is the phase that is before th Mayor but this is not normally done.

Commissioner Hsieh said he thought the performance budget was a very good package for a person like himself to understand, however, he said, under the Program 113, 2nd page, Vice Crimes in the 1983/84 numbers of arrest, first of all, the Department's objective is to maintain the arrest at the 80 to 81 level and he said he wanted to to know what was meant by this and was it to include the whole year.

Sergeant Wilson advised that to the right of those figures there was a percentage category against these numbers of arrest. He said these figures are from the Vice Crimes Detail and they have 13 to 14 different objectives and the budget process only allows him to include one or two of those in the Budget submission.

After further discussion Commissioner Hsieh, after pointing out some of the areas where he felt there were discrepancies said it appeared that some of the numbers revealed that there was a large increase in arrest and and it seemed more officers were being made available in that particular area. Commissioner Hsieh went on to say that the budget as it is now prepared seems to be a bunch of numbers without any relation to whatever and is not meaningful to him. He then said he would make a motion to see that Sergeant Wilson has expert outside assistance to prepare the budget.

Commissioner Nelder said he would second that motion but he would say on behalf of Sergeant Wilson and his colleagues that in many years of looking at budgets he felt these were the most outstanding he has ever seen. However, he said, he would agree with Commissioner Hsieh in that he felt that the Sergeant should have the tooks to do the best job.

Commissioner Hsieh said he would like to see if a seperate supplemental request for funds could be obtained to hire outside consultants to do that particular job for the Department as they would be able to do it in a most expedient way.

Much further discussion was held along the same lines and thereafter Commissioner Sanchez called for vote on the motion and the motion was unanimously approved.

Commissioner Hsieh said that he wanted to make sure that this motion did not indicate that the Staff was not doing an excellent job as he wanted to also state that the Department has always done an outstanding job in the past, the present and he looked for in the furture additional information so that the Commission may feel that it is doing an intelligent job instead of just going along with the program.

Commissioner Nelder said he felt that this item should go over for at least one more week so that the Commission, particularily in the light of one Commissioner having to leave, can take action at its next meeting which will be on March 8th and he said that is to be considered a motion. It was seconded by Commissioner Toler and unanimously approved.

HEARING OF POLICE OFFICER CLINT LOCY, INGLESIDE STATION

The matter of the hearing of Police Officer Clint Locy, Ingleside Station, was called it having been continued from the meeting of February 8, 1984.

Mr. Gregory Winters, Attorney at Law, appeared on behalf of Officer Clint Locy.

Mr. Jerry Akins, Attorney at Law, appeared on behalf of the San Francisco Police Department.

Mr. Gregory Winters submitted the following motion:

NOTICE OF DEFENSE AND MOTION TO STRIKE SPECIFICATIONS AND MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF MOTION TO STRIKE SPECIFICATION.

Mr. Jerry Akins made a rebutal to the motion as submitted by Attorney Winters.

After listening to testimony from the above parties, the Commission ordered Attorney Jerry Akins to amend the charges against Police Officer Clint Locy and then adjourned at 8:30 p.m. and the matter was continued to Thursday, March 8, 1984 at 5:00 p.m. in Room 551, Hall of Justice.

(THE ENTIRE PROCEEDINGS WERE TAKEN IN SHORTHAND FORM BY MS. LINDA PRANSKY, CSR.)

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

THE MEETING WAS THEN ADJORNED AT 2030 HOURS

LIEUTENANT WILLIE E. FRAZIER/SECRETARY
THE POLICE COMMISSION

8 MARCH 1984 EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 512, Hall of Justice, 850 Bryant Street, on Thursday, March 8, 1984 at 1600 hours in Executive Session.

PRESENT: Commissioners Toler, Hsieh, Nelder, Sanchez
ABSENT: Commissioner Daly

1. Attorney-Client Conference

Commissioner Sanchez presiding.

8 MARCH 1984 REGULAR SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Thursday, March 8, 1984 at 1700 hours in Regular Session.

PRESENT: Commissioners Toler, Hsieh, Nelder, Sanchez
ABSENT: Commissioner Daly

Commissioner Sanchez presiding.

HEARING OF POLICE OFFICER CLINT LOCY - INGLESIDE STATION

RESOLUTION NO. 265-84

HEARING OF POLICE OFFICER CLINT LOCY, INGLESIDE STATION

The matter of the hearing of Police Officer Clint Locy, Ingleside Station, was called it having been continued from the meeting of February 29, 1984.

Mr. Gregory Winters, attorney at law, appeared on behalf of Officer Clint Locy.

Mr. Jerry Akins, attorney at law, appeared on behalf of the San Francisco Police Department.

Opening motions were made by Defense Attorney Gregory Winters regarding matters of discovery, witnesses testimony, psychiatric reports, and driving and criminal records of both complaining witnesses. He also made motion for a continuance of the hearing because of substantive changes that were made in amending the charges against his client.

Attorney for the Department, Mr. Jerry Akins, responded to said motions. The Commission noted Attorney Winters' motions and objections and ordered counsels for the Department and Defense to proceed with the hearing.

At that point, Attorney Winters filed a request for the taking of official notice. The Commission then advised that it would be so noted in the record.

An opening statement was made by Mr. Jerry Akins.

Attorney Gregory Winters for the Defense reserved making an opening statement until after the conclusion of the Department's case in chief.

The following witnesses were called by the Prosecution, were sworn and testified.

Mr. Matthew Guy-Comach
Marin City, California

Mr. Scott Pride
Los Gatos, California

Officer Phil Corvin
Highway Patrol
Corte Madera, California

Officer Craig Jester
Twin Cities Police Department
Corte Madera, California

Motion was made by Attorney Winters to dismiss Specification No. 1. Motion was denied by the Commission.

An opening statement was then made by Attorney Winters.

The following witnesses were called by the Defense, were sworn, and testified:

Mr. Robert Stancliff
1122 Benicia Road
Vallejo, California

Ms Jean A. Stancliff
1122 Benicia Road
Vallejo, California

Lt. Howard Arata
Traffic Division, SFPD

Ms Dianne Muhleman
2750 Geary Boulevard
San Francisco, California

After listening to testimony from the above parties, the Commission ordered that the matter be continued to Thursday, March 15, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Toler, Hsieh, Nelder, Sanchez
ABSENT: Commissioner Daly

APPROVAL OF CONSENT CALENDAR

Continued to March 15, 1984

POLICE COMMISSION REPORT

The Police Commission met in Executive Session and no vote was taken.

CHIEF'S REPORT TO THE POLICE COMMISSION

No Report.

REQUEST FOR APPROVAL OF THE PROPOSED FISCAL 1984/85 SAN FRANCISCO POLICE DEPARTMENT BUDGET

Continued to March 15, 1984.

PUBLIC HEARING IN REGARD TO GENERAL ORDER D-4, "ALCOHOL/DRUG ABUSE BY MEMBERS"

Continued to March 15, 1984.

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION APPROVE AN AMENDMENT TO PART II, CHAPTER VIII, ARTICLE 4, OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY DELETING EXISTING SECTIONS 366 THROUGH 373, AND SECTION 378 THERETO AND ADDING NEW SECTIONS 366 THROUGH 379, RELATING TO THE ISSUANCE OF PERMITS FOR PARADES

Continued to March 15, 1984.

PUBLIC HEARING IN REGARD TO GENERAL ORDER J-3, "VEHICLE TOWS, HOLDS, INVENTORY FORMS AND RELEASES"

Continued to March 15, 1984.

PUBLIC HEARING IN REGARD TO GENERAL ORDER F-1, "FIREARMS USE POLICY AND PROCEDURES"

Continued to March 15, 1984.

PUBLIC HEARING IN REGARD TO GENERAL ORDER R-5, "VEHICLE ACCIDENT REPORTING

Continued to March 15, 1984.

PUBLIC HEARING IN REGARD TO GENERAL ORDER N-2, "ACCEPTANCE OF CIVIL LEGAL PROCESS"

Continued to March 15, 1984.

HEARING OF PATROL SPECIAL OFFICER RALPH C. LACEY, CENTRAL STATION

RESOLUTION NO. 266-84

HEARING OF PATROL SPECIAL OFFICER RALPH C. LACEY, CENTRAL STATION

WHEREAS, the hearing of Patrol Special Officer Ralph C. Lacey, Central Station, was called it having been set for this date; and

WHEREAS, it has been requested by Mr. Jerry Akins, Attorney at Law, on behalf of Attorney Michael Gash, representing the San Francisco Police Department, that the matter be continued to Thursday, May 10, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Patrol Special Officer Ralph C. Lacey, Central Station, is continued to Thursday, May 10, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Toler, Hsieh, Nelder, Sanchez
ABSENT: Commissioner Daly

SETTING OF DATE FOR HEARING OF THE REQUEST OF OFFICER GEORGE MITROFF FOR A RECOMMENDATION FOR DISABILITY RETIREMENT

Continued to March 15, 1984.

RECEIPT OF DEPARTMENT GENERAL ORDER B-3, "EQUIPMENT" (COPIES SENT TO EMPLOYEE ORGANIZATIONS)

Continued to March 15, 1984.

NOTIFICATION AND FILING OF CHARGES AGAINST SERGEANT JAMES HALL, TACTICAL DIVISION

Continued to March 15, 1984.

NOTIFICATION AND FILING OF CHARGES AGAINST OFFICER VINCENT CATANZARO, TACTICAL DIVISION

Continued to March 15, 1984

REQUEST THAT THE CITY ATTORNEY PROCEED TO SUPERIOR COURT TO OBTAIN AN ORDER TO COMPEL THE CITY OF BRISBANE TO COMPLY WITH SUBPOENA DUCES TECUM

RESOLUTION NO. 264-84

REQUEST THAT THE CITY ATTORNEY PROCEED TO SUPERIOR COURT TO OBTAIN AN ORDER TO COMPEL THE CITY OF BRISBANE TO COMPLY WITH SUBPOENA DUCES TECUM

RESOLVED, that the City Attorney proceed to the Superior Court to obtain an order compelling the City of Brisbane, California to comply with the Subpoena Duces Tecum issued by the Police Commission.

AYES: Commissioners Hsieh, Toler, Nelder, Sanchez
ABSENT: Commissioner Daly

THE MEETING WAS THEN ADJOURNED AT 9:30 p.m.

Willie E. Frazier

Lieutenant Willie E. Frazier
Secretary
THE POLICE COMMISSION

15 MARCH 1984 EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 512, Hall of Justice, 850 Bryant Street, on Thursday, March 15, 1984 at 1630 hours in Executive Session.

PRESENT: Commissioners Daly, Toler, Hsieh, Sanchez

ABSENT: Commissioner Nelder

1: Attorney-Client Conference

Commissioner Sanchez presiding.

15 MARCH 1984 REGULAR SESSION

The Police Commission of the Cith and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Thursday, March 15, 1984 at 1700 hours in Regular Session.

PRESENT: Commissioners Daly, Toler, Hsieh, Sanchez

ABSENT: Commissioner Nelder

Commissioner Sanchez presiding.

HSIEH: I move for approval.

DALY: Second.

SANCHEZ: There is a motion and a second on the Consent Calendar. Sergeant do we have anybody here this evening speaking either for or against the recommendation of the Department?

NEWLIN: I don't believe so. However, I did speak to the Consul General of Sweden and sent out a letter as requested to all the people who submitted petitions and continue to reveive a barrage of phone calls opposing the zone. I made the situation known to the Consul General and he agreed to withdraw his request for a white zone based on the fact that the district station can provide temporary no parking for special events there and he feels that that would be adequate to serve his needs and he is willing to try it on that basis for now.

SANCHEZ: The question I have - isn't it a matter of Department procedures, however, that the rank of consulates that have requested, have been granted the white zones?

NEWLIN: It has been true a lot of them have been done prior to my being involved in Traffic Survey. We have a difference between Consul General offices and Consul General residences, which is a gray area. Additionally, this hourse was purchased by one of the complaining parties by him personally, not the Goverment of Sweden, I don't know if that makes a big difference, but he willingly volunteered to withdraw the request at this time and we can reinstitute it at his request at any time.

SANCHEZ: Fine, if that is his request. I think we should also review the other consulate corps and find out if, in fact, we are providing uniform enforcement of this as far as those requesting and granting. Cause, I don't want to see us setting up different rules for whatever, if in fact this has been a policy by department action that has been adhered to over the years. If so, it needs to be changed and maybe the department can make a recommendation and we could consider it at some point. I hate to see one particular country denied one, when in fact others have been granted one regardless.

NEWLIN: To my knowledge we have approval and he was aware that we were endorsing this particular zone, but seemingly to keep peace on this block.....

SANCHEZ: Do we have any further discussion? If not, there is a motion and a second. Approved.

APPROVAL OF CONSENT CALENDAR

RECOMMENDATION OF THE TRAFFIC BUREAU ON THE INSTALLATION OF ZONING FOR THE REGULATION OF TRAFFIC ON THE PUBLIC STREETS

2323 PACIFIC AV (WEBSTER ST) "CONSUL GENERAL OF SWEDEN" GRANT

At 2323 Pacific Avenue, INSTALL 22' White Zone from the west property line 22' east.

1400 VAN NESS AV (BUSH ST) "THE GOOD GUYS" GRANT

At 1400 Van Ness Avenue, INSTALL 22' White Zone from 12' to 34' north of Bush Street on Van Ness Avenue.

1825 MISSION ST (14TH ST) "VINCENTIAN VILLA" GRANT

At 1825 Mission Street, INSTALL 18' White Zone from 28' to 46' south of 14th Street on Mission Street. REMOVE Meter MIS1803.

250 NAPOLEON ST "GILMAN SCREENS "N" THINGS" GRANT

At 250 Napoleon Street, INSTALL 38' Green Zone from 18' to 56' south of the north property line.

121 STEUART ST (MISSION ST "JEWISH COMMUNITY FEDERATION" GRANT

At 121 Steuart Street, INSTALL 46' Special Truck Loading Zone from 92' to 138'. 7 am - 1 pm

850 JUDAH ST (FUNSTON ST) "ST. ANNES CHURCH" GRANT

At 1399 Funston Street, INSTALL 22' Blue Zone 22' north from south property line on Funston Street.

501 BALBOA ST (6TH AV) "CHINA HOUSE RESTAURANT" GRANT

At 501 6th Avenue, INSTALL 22' White Zone 22' south of Balboa Street on 6th Ave.

901 BOSWORTH ST (CHILTON ST) "NEW HOUSING DEVELOPMENT" GRANT

At 100 Chilton Street, INSTALL 52' Red Zone south of Bosworth Street on Chilton Street.

2198 BRYANT ST (20TH ST) "S.F.P.D." REVOKE

At 2198 Bryant Street, REVOKE 40' Yellow Zone from 33' to 73' north of 20th Street on Bryant.

2335 PACIFIC AV "S.F.P.D." REVOKE

At 2335 Pacific Avenue, REVOKE 22' White Zone from 21' to 43' east of the west property line.

1970 OCEAN AV (LAKEWOOD ST) "S.F.P.D." REVOKE

At 1970 Ocean Avenue, REVOKE 18' Green Zone from 21' to 39' west of Franklin Street.

1700 PINE ST (FRANKLIN ST "S.F.P.D." REVOKE

At 1700 Pine Street, REVOKE 18' Green Zone from 21' to 39' west of Franklin Street.

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 124 feet of green, blue, yellow, and white zones at the parts of the City, at the locations submitted be, and the same are hereby approved.

RESOLUTION NO. 275-84

FIORIDELLA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Fioridella against the City and County of San Francisco in the sum of $839.22 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: November 29, 1983

AYES: Commissioners Daly, Toler, Hsieh, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION 276-84

KEMPER GROUP, LUMBERMENS MUTUAL CASUALTY CO. & SAEED MUHAMMAD

RESOLVED, that the recommendation the City Attorney for settlement of the claim of Kemper Group, Lumbermens Mutual Casualty Co. and Saeed Muhammad against the City and County of San Francisco in the sum of $800.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: October 18, 1983

AYES: Commissioners Daly, Toler, Hsieh, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION 278-84

LUDENE MURPHREE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ludene Murphree against the City and County of San Francisco in the sum of $50.25 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: October 9, 1983

AYES: Commissioners Daly, Toler, Hsieh, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION 258-84

AIDAN O'SULLIVAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Aidan O'Sullivan against the City and County of San Francisco in the sum of $340.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: May 17, 1983

AYES: Commissioners Daly, Hsieh, Toler, Nelder, Sanchez

RESOLUTION NO. 259-84

FRANCIS DeDINA

RESOLVED, that the recommendation of the City Attorney for settlement of the litigation of Francis DeDina in the sum of $11, 436.87, entitled, "Francis DeDina against the City and County of San Francisco, et al., "Superior Court No. 806-440, as the result of damages sustained be, and the same is hereby approved.

Date of Incident: December 15, 1982

AYES: Commissioners Daly, Hsieh, Toler, Nelder, Sanchez

RESOLUTION NO. 260-84

JOSEF AND ANIS DABIS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Josef and Anis Dabis, against the City and County of San Francisco in the sum of $390.99 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: November 25, 2983

AYES: Commissioners Daly, Hsieh, Toler, Nelder, Sanchez

RESOLUTION NO. 261-84

LUMBERMENS MUTUAL CASUALTY CO. & THEIR INSURED: GEORGE DABIS

RESOLVED, that the recommendation of the City Attorney settlement of the claim of Lumbermans Mutual Casualty Co. & Their Insured: George Dabis against the City and County of San Francisco in the sum of $663,31 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: November 25, 1983

AYES: Commissioners Daly, Hsieh, Toler, Nelder, Sanchez

RESOLUTION NO. 277-84

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following named members of the San Francisco Police Department for expenses incurred in attending the below indicated program, be, and the same are hereby approved.

Captain John Jordan) Captain Thomas O'Donnell)	$886.00 ea.	(Executive Development Course (Pomona, California (02/05/84 to 02/17/84)

AYES: Commissioners Daly, Toler, Hsieh, Sanchez
ABSENT: Commissioner Nelder

POLICE COMMISSION REPORT

HSIEH: Mr. President, I would like to bring your attention- I thought this was important to commend this action by the Department. For the last two or three weeks I have received a number of phone calls and reports on the Stockton Street traffic flow and as you know there was remarkable progress. The progress has evidently impressed many, many people in the City. I have also received compliments from the Public Utilities Commission on the ability of the Muni vehicles being able to go through Stockton Street without much delay and I think this sign is good encouragement for what we, the department, can do and I think that is largely due to the Traffic Bureau and Chief Eimil. Also, the sidewalk permit situation is being complimented. That ordinance was implemented this month. I think the sidewalk has been relatively peaceful and in good order and I think Captain Casey of Central Station deserves a good deal of compliment because this is a difficult job to carry out and I think his officers are doing a good job of carrying that particular ordinance. The third area I would like to comment on is the abuses of the parking privilege, the disabled parking placard, and I think we ought to do something to see about it. This recommendation by Deputy Chief Trueb that we are supposed to add our support to the Department's request for the bill that is before the Senate, or in the process and I would like to add I hope that we can have abuses prevented in the future.

SANCHEZ: Deputy Chief Trueb, can you just briefly give us a summation of the nature of the Senate Bill and how you brought it to the attention of the Commission and made everybody aware of that it is a key point and we did not have the field data.

TRUEB: That bill, Senator Craven's bill, which is presently introduced to the legislature as Senate Bill 1412 was the result of action by this department through California Police Officers Association, as part of the affirmative legislative package. Because, after bringing to the attention of the Highway Patrol and other law enforcement people around the State that there was no expiration provision and no controls on the disability situation that our request for assistance from the Department of Motor Vehicles was not well received by that department because of the administrative burden they have. We did get a sponser for the legislation which you have in front of you, which does not put an expiration date, does put a cancellation time. It does give a law enforcement officer investigation abuses of parking and the use of those person placards the authority that he demand that he be presented with the document. We believe that the bill will receive wide State support because we are not alone in the problens and my recommendation is the Commission lend its power of office in supporting this legislation by notifying the Senator.

SANCHEZ: All in favor. We will pass it and forward that correspondence. I along with other Commissioners have received phone calls and comments from handicapped people who do legitimately drive vehicles and have complained on numerous occassions of the fact that there has been too many factors of misuse and they could help to enforce it and they

will be more than happy because we do have a poll of citizens who do have access and definitely can be provided handicapped parking and meet compliance of the new legislation. They will comply with our own City rules and ordinances and I hate to see them penalized by some misinformation that, basically, anybody who does display a disabled parking or whatever it may be for those particular zones. There is a need and it should be utilized properly. Any further questions?

HSIEH: Mr. President, I do want to add that the Traffic Task Force that we have been talking about for a number of weeks and I want to make sure that even with the improvement of the Stockton Street traffic flow, as long as that Task Force is going to go ahead. Every week I am going to bring this up. We want a permanent solution and it will develop into a permanent situation.

EIMIL: I met with the Mayor's task force and discussed many options, recommendation and solutions to the problem and we will be submitting those to you.

HSIEH: Thank you very much.

SANCHEZ: All Commissioners did receive a copy of a letter we received from the president of the School Board, Ben Tom, who notified us that the School Subcommittee will be working with out subcommittee here on facilities, one with Deputy Chief Trueb so that we can insure that we do have proper facilities for possible relocation for the Academy at the school pertaining to the School Board Consent Decree. We will be working closely with the School Board subcommittee and administrations to insure that the Department does in fact maintain adequate and proper training space for our future officers and also in-service training of officers now in the pool.

CHIEF'S REPORT TO THE POLICE COMMISSION

TRUEB: Due to the fact that the Chief is not here, there is no report.

HEARING OF THE REQUEST OF OFFICER MICHAEL SULLIVAN FOR A RECOMMENDATION FOR DISABILITY RETIREMENT

HEBEL: In the past when Deputy Chief Shannon was here he would recite a summary, the nature of the injury, the number of days he was off disability and occasionally did reflect what the medical reports indicated and lastly he would indicate the department's recommendation. From the Commission's point of view, this would be the most important issue to you that you are interested in and I ask the Deputy if he would read the recommendation.

SANCHEZ: If in fact you would cite for the record the letter of the Chief to us pertaining to the request for industrial disability and then we may ask questions. Is the Police Surgeon here? We can ask that the Surgeon be there and we will come in with a recommendation.

TRUEB: Commissioners, the officer was appointed to the Department on March 14, 1977. Thus far disability work days lost to the particular injury of 1/18/82 amounts to 392 days. The officer's disability due to other injuries have been 50 days. One previous application for retirement made to the Retirement System. He has been working light duty in Investigations, Room 400, since August 1, 1983 and he has not worked full duty since January 18, 1982. Based on the information submitted by Dr. Steiner and the rest of the medical reports, the department's recommendation is Officer Sullivan suffered a knee injury on 1/18/82 and has been light duty in Investigations Bureau since August 1, 1983. Police Physician Dr. Norman Steiner concluded that he is restricted to limited duty because of residual signs and symptoms from that injury and that prospects of full duty are remote. Based on the above information, it is my opinion that a recommendation of industrial disability retirement should be forthcoming at this time. Signed by Chief Murphy.

SANCHEZ: Sergeant, do you have anything to add?

HEBEL: No, I don't. I have reviewed all the medical reports and none of the examining physicians feel this officer will ever be able to return to full duty. This is a request under the Department's limited duty policy.

HSIEH: Can I ask the Officer - Did you sustain any other injury other than your knee in this head-on collision?

SULLIVEN: No sir, just bruises and cuts.

SANCHEZ: The Commission has heard from the Department and additional evidence presented by counsel for the officer, as a recommendation by the Commission to accept the Chief's recommendation. I vote that we accept. Is there a motion to second?

HSIEH: I second.

SANCHEZ: Further discussion? If not, all in favor say aye. Hereby approved.

RESOLUTION NO. 279-84

DECESION - IN THE HEARING OF THE REQUEST OF OFFICER MICHAEL SULLIVAN, INVESTIGATIONS DIVISION

WHEREAS, on January 4, 1984, pursuant to Police Commission Resolution No. 979-84, (Light Duty Policy), a petition on behalf of Police Officer Michael J. Sullivan, Investigations Bureau, was submitted by Police Officer' Association Attorney Michael S. Hebel requesting that Officer Michael J. Sullivan be retired; and

WHEREAS, the Police Commission placed the matter on Commission calendar on March 15, 1984 for consideration and hearing; and

WHEREAS, a hearing on said matter was had before the Police Commission on Thursday, March 15, 1984 and on Thursday, March 15 , 1984 the Police Commission took the matter under submission; and

WHEREAS, the Police Commission finds that the evidence submitted regarding Officer Michael J. Sullivan's request to be retired pursuant to Commission Resolution No. 979-82 was sufficient on its

face to grant his request; therefore be it

RESOLVED, that it is the order of the Police Commission that Officer Michael J. Sullivan, Investigations Bureau, has sumitted sufficient evidence to justify his retirement pursuant to Commission Resolution No. 979-82; and be it further

RESOLVED, that it is the order of the Police Commission that Officer Michael J. Sullivan's, Investigations Bureau, request to be retired pursuant to Police Commission Resolution No. 979-82 be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Hsieh, Sanchez
ABSENT: Commissioner Nelder

HEARING OF THE REQUEST OF OFFICER MICHAEL R. MORRIS, SUPPORT SERVICES DIVISION/GARAGE, FOR RECOMMENDATION FOR DISABILITY RETIREMENT

TRUEB: Officer Michael R. Morris, #1229, he is assigned to the Technical Services in the Garage, but I understand that he has been assigned to the Community Services Division, born on April 22, 1949, appointed to the Department on September 13, 1971. As a result of this injury he has 361 disability work days attributable to this injury. The disability to all other injuries have been 6 and he has no previous applications to the Retirement System. He has been working in a limited duty capacity in the Garage since he last returned to duty on August 24, 1983, and he has just recently been transferred to the Community Services Division to work in the enforcement of the alarm ordinance. This case has reports from five different physicians who have two different opinions of Dr. Steiner's opinion. The department's position is that Officer Morris suffered a back injury on March 3, 1982, and has been working limited duty until his transfer to Community Services Division. Dr. Steiner concluded that he has a subjected disability and prospects of full duty are remote. Based on the above information, it is the opinion of the Chief of Police that no recommendation for industrial disability retirement should be forthcoming by the Commission at this time.

HEBEL: That is sort of an unusual recommendation, and it leaves myself and the officer perplexed as to what Dr. Steiner really had in mind. I would take exception to the statement of Dr. Steiner that there were no objective findings in the case and that I have four or five medical reports showing that there were two catscans showing protrusion of discs. He was a candicate for surgery which he declined due to family problems and they were considering an injection type procedure and his treating physician has decided not to go ahead with that because of problems at St. Francis. I find it difficult to believe there were no objective findings considering the treating physician was considering surgery at one point. Hopefully, Dr. Steiner read the same report showing the results of the catscan.

HSIEH: I notice you sustained this injury while doing authorized exercises. Is that correct. Could you tell me the type of exercises.

MORRIS: Yes, sir, the physical requalification, bend over and touch your forehead with the ball. You sit on the floor with your legs out straight with a volleyball between your knees. When I bent over and straightened back up I had an extremely sharp pain im my back. I couldn't get up off the mat.

SANCHEZ: I would like to consider this as a possible action for the Commission pertaining to this matter now. I would request if possible to hold this matter off-calendar until the Police Surgeon is here so we can hear his comments. I think there may be some other opinions which we may substantiate what the Police Surgeon inferred and from a couple of physicians and neurologists, rather than get into a litany of if we concur or not concur I would ask that the Police Surgeon be here when we do continue this matter so we can ask his opinion and review the evidence before we proceed.

NELDER: I think Sergeant Hebel said he didn't understand it and I don't think we understand it either. So if that's in a form of a motion, here's your second.

SANCHEZ: All in favor say aye. This will be held over until such time we can schedule a hearing with the Police Surgeon here and any other information pertaining to this request.

TRUEB: Dr. Steiner is usually here for any case. I don't think he knew about it, it was an added item.

HEBEL: Could Dr. Steiner be asked what he meant by no recommendation at this time? And whether he has some options be given rather than no recommendation. Some alternative or suggestion and we can review this case in three or four months.

RESOLUTION NO. 353-84

HEARING OF THE REQUEST OF OFFICER MICHAEL R. MORRIS, COMMUNITY RELATIONS DIVISION, FOR DISABILTY RETIREMENT

WHEREAS, the hearing of the request of Police Officer Michael R. Morris, Community Services Division, for disability retirement, was called it having been set for this date; and

WHEREAS, it was requested by Deputy Chief Richard Trueb, Administration, that the matter be continued to April 12, 1984; therefore be it

RESOLVED, that the hearing in regard to the request for disability retirement of Officer Michael R. Morris, Community Services Division, is set for Thursday, April 12, 1984 at 5:30 p.m. in Room 551, Hall of Justice,

AYES: Commissioners Daly, Hsieh, Toler, Nelder, Sanchez

SETTING OF DATE FOR HEARING OF THE REQUEST OF OFFICER GEORGE MITROFF, FOR A RECOMMENDATION FOR DISABILITY RETIREMENT

HEBEL: I would ask that the matter go off calendar. When I sent this request to the Commission I didn't know that Officer Mitroff has not been working. Officer Mitroff has been off work for approximately two years now and he hasn't been returned to work, so it was in my error that in fact he is not working for the Department right now. I would ask that this request be withdrawn.

HSIEH: So moved.

SANCHEZ: This motion is seconded to withdraw this request. All in favor say aye. Approved.

HEARING OF POLICE OFFICER ALAN McCANN, TRAFFIC DIVISION

AKINS: This here was on this evening for hearing, we also have the Locy matter, which took priority, and I understand the Commission did not want to hear the matter. I would suggest it go over to March 29 meeting. Mr. Martin is having problems with the Paganucci case scheduled at that time.

SANCHEZ: Motion is seconded. Over to March 29.

RESOLUTION NO. 352-84

HEARING OF POLICE OFFICER ALAN R. McCANN, TRAFFIC DIVISION

WHEREAS, the hearing of Police Officer Alan R. McCann, Traffic Division, was called it having been set for this date; and

WHEREAS, it has been requested by Mr. Jerry Akins, attorney for the San Francisco Police Department that the matter be continued to March 29, 1984, therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Alan R. McCann, Traffic Division, is continued to Thursday, March 29, 1984, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners, Daly, Hsieh, Toler, Nelder, Sanchez

REQUEST OF POLICE OFFICER JOHN A. HAGGETT FOR PERMISSION TO ACCEPT A REWARD IN THE AMOUNT OF $75.00 FOR THE APPREHENSION OF A MILITARY DESERTER:

SANCHEZ: Is Officer Haggett here? Chief Trueb would you give us the recommendation of the Chief.

TRUEB: It has been customary to grant that permission when requested through the Commission.

HSIEH: I so move accepting the Chief's recommendation.

SANCHEZ: Motion and a second to accept the Chief's recommendation and it report by Chief Eimil. Hereby approved.

RESOLUTION NO. 267-84

REQUEST OF OFFICER JOHN A. HAGGETT, ARSON ABATEMENT, TO ACCEPT A REWARD IN THE AMOUNT OF $75.00 FOR THE APPREHENSION OF A MILITARY DESERTER

RESOLVED, that the request of Officer John A. Haggett, Arson Abatement, to accept the reward of $75.00 for the apprehension of a United States Navy deserter, be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Hsieh, Sanchez
ABSENT: Commissioner Nelder

REQUEST OF POLICE OFFICER JAMES L. BATCHELOR FOR PERMISSION TO ACCEPT A REWARD IN THE AMOUNT OF $75.00 FOR THE APPREHENSION OF A MILITARY DESERTER:

DALY: Again, judging from the approval by the Chief I move for approval by the Commission.

SANCHEZ: Motion and second for approval. Hereby approved.

RESOLUTION NO. 268-84

REQUEST OF OFFICER JAMES L. BATCHELOR, TACTICAL DIVISION, TO ACCEPT A REWARD IN THE AMOUNT OF $75.00 FOR THE APPREHENSION OF A MILITARY DESERTER

RESOLVED, that the request of Police Officer James A. Batchelor to accept the reward of $75.00 for the apprehension of a United States Nevy deserter, be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Hsieh, Sanchez
ABSENT: Commissioner Nelder

NOTIFICATION AND FILING OF CHARGES AGAINST OFFICER VINCENT CATANZARO, TACTICAL DIVISION

PRENTICE: My name is John Prentice, Law Offices of Bley and Bley, appearing for the two officers. I spoke with Sgt. Hall today. He is coming over to my office Tuesday with Officer Catanzaro. There is a possibility of a conflict between the two officers. I would ask that this matter go over for one or two weeks and then set a hearing date. In addition, I understand that the Office of Citizen Complaints was active in the investigation of this case and during that period of time. I would ask to refer this back to the Legal Office to determine whether it is appropriate for the hearing to go before the Commission or whether the hearing officer of Civilian Complaints should hear this matter first and then have it go to the Commission. I must admit I am not conversant with the applicability of the rules with regard to the Officer of Citizen Complaints so that would be my request.

TRUEB: That's true except that the question - would there be the entitlements under the Proposition A in the Charter for the officer or citizen to request a hearing at another level. The only disciplinary authority is resting with the Commission, but there is another level which attachs to Office of Citizen Complaints pursuant to Proposition A, which does not attach pursuant to the other level. The ultimate discipline would be here no question.

NELDER: Wouldn't the ultimate decision to be to send it here with the Chief? I don't think the first part of your protest is applicable. I think its going to wind up here no matter what happens. I move that it be set over for two

weeks to set the date.

SANCHEZ: Two week to set the date.

RESOLUTION NO. 351-84

POLICE OFFICER VINCENT A. CATANZARO, TACTICAL DIVISION

Whereas, charges of violatint the Rules and Procedures of the San Francisco Police Department were filed against Police Officer Vincent A. Catanzaro, Tactical Division, as follows:

SPECIFICATION NO. 1

Unnecessary force (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department);

SPECIFICATION NO. 2

Neglect of duty (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department);

SPECIFICATION NO. 3

Conduct unbecoming an officer (violation of Rule A-21 of General Order D-1 of the San Francisco Police Department).

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Vincent A. Catanzaro, Tactical Division, is set for Thursday, March 29, 1984, at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Hsieh, Toler, Nelder

RESOLUTION NO. 350-84

POLICE SERGEANT JAMES B. HALL, TACTICAL DIVISION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Sergeant James B. Hall, Tactical Division, as follows:

SPECIFICATION NO. 1

Neglect of Duty (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department).

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Sergeant James B. Hall, Tactical Division, is set for Thursday, March 29, 1984, at 5:30 P.M. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Hsieh, Toler,Nelder, Sanchez

RECEIPT OF DEPARTMENT GENERAL ORDER R-6, "MANDATORY BLOOD TEST IN DRUNK DRIVING CASES."

TRUEB: Request it be put over for two weeks.

SANCHEZ: Motion and second. Over for two weeks.

REQUEST FOR APPROVAL OF THE PROPOSED FISCAL 1984/85 S.F.P.D. BUDGET:

SANCHEZ: We have had this matter on calendar for three weeks. We had it over again with some additional information and this is hopefully the one where the Commission will vote. The budget has not been voted upon yet to your knowledge Deputy Chief Trueb? Basically the budget has not been forwarded, or has it, for consideration?

TRUEB: No sir. The paper work has been forwarded but the budget is not approved by the Commission. It goes into the automated system and the process carries it up to the Mayor's Office, to the Controller, but it hasn't been approved by the Commission.

TOLER: If we wish to make any changes do we still have the perogative?

TRUEB: Yes, you do.

HSIEH: Sergeant Wilson's report was not possible because of the time situation two meetings before, especially in the Capital Improvement Budget. We do have a copy in our hand but I do have many questions and I assume the Sergeant has been informed of my concern and you perhaps

TRUEB: On that issue I can address the latter part. That case was investigated during the period of time when the Office of Citizen Complaints was in a training mode and working under the direction of the Internal Affairs Division. There was no hearing provision because that was not part of the process of the Internal Affairs Division to provide a hearing in any case of that type when it was part of the training process, would I think force us then to go back and notify everyone else who had a case investigated through that period of training to have that same right. The position had always been taken was they were part of the Internal Affairs process and the legal rights and attachments of the OCC did not accure until such time as OCC took over, which were cases after October 17, 1983. It was in the training situation and the overall approval and the responsibility was with the Internal Affairs, not with OCC.

PRENTICE: My problem is, Commissioners, simply that I don't know the sequence of events and so it would be hard for me to make an intelligent representation. If the Commissioners would allow me one or two weeks to look at that, come back in and make a formal representation of our services to these officers and determine where there is a conflict and then comment on our position.

NELDER: I don't think there is any objection to that. It wouldn't make any difference if the Chief decided to file charges and bring before this Commission he isn't bound to send it back to a hearing officer.

SANCHEZ: Commissioner Hsieh, I believe that was given to Deputy Chief Trueb and I believe he has forwarded it. We have it.

WILSON: In dealing with the Capital Improvement Budget I would like to go over one situation. First, so you understand where we are coming from in regards to Capital Improvements. The Department has historically followed the Controller's budget request which was that the Capital Improvements come up as a seperate item and the Capital Improvement and Facilities Maintenance and those budgets have been submitted each fiscal year and they are presented before the you as we have sent them forward. Those are a compilation from the requests of the district stations that they have stated was required and needed. We have not in the Budget Section or Planning and Research sent out any staff studies to evaluate any of the equipment other than the specific requests that have come forward to us from the district stations. Subsequent to Commissioner Hsieh's, your request, the Chief has started a task force. I can refer to Deputy Chief Trueb in regards to what that is doing on the capital improvments.

HSIEH: I want you to know that because of my recent visits I find that there are many, many more items that the district stations they asked for are not appearing on your proposed budget items and I am concerned because if the requests by the stations are not reflected on the budget, I want to know why, maybe there's some history behind it I'm not aware of. I thought they appear to be reasonable and they are important because it affects the security and and efficiency of operation and the officers at the stations involved. I feel perhaps because of this opportunity to explore what we can do to improve the situation. Perhaps with this discussion we can help the department to get more support not only on the Controller's level, but from the public's level as well as the Mayor's Office and as well as the Board's level. So that is the purpose of my question.

TOLER: As far as maintenance of the stations, who is responsible for maintaining them?

WILSON: It's a complex question. The bottom dollar is the Department of Public Works for the maintenance of the stations. Unless it is not an ongoing daily maintenance item. The item such as painting of the stations, that should be brought to the attention of the Department of Public Works by the Department through the Capital Improvements Facilities Maintenance part of the budget and request that the painting be done. If the Deparmtnet of Public Works has sufficient funding during that fiscal year, then they will include that as one of their projects. Although you have requested it, it may not get through the Department of Public Works.

TOLER: I do recall that last year that 278 requests were made and only two were dealt with. What can this Commission do?

WILSON: Let's talk about the fact that there were some 200 requests the department and the Budget Section received and submitted to the Department of Public Works every request that was received. If the requests don't come to us I don't know it, so I don't include it. The only way I could know about it is to do what you did and go out to the stations and then research and talk to people at the station, but we don't have sufficient personnel to go out and do that.

HSIEH: Sergeant, I sympathize with the way of doing these things. As I observed it is getting to the point that something has got to be done to improve those facilities. I feel the ball has to be played from some place and if it has to be from the Commission we are going to try to help to help out in this fashion. We are going to do it. I think two areas I would like to point out, one is, there are many items the station has been asking or want to ask. I want to make sure all those stations who are in a position to, they better speak up. I don't want to see that the budget is submitted and then two months later we receive another big volume of complaints about certain things that aren't done. Apparently, this is the case, because you ask for and the station are not submitting the proper list. Maybe we are not asking the right person. I am not sure how the process works because I was there and apparently this is understood. All those things needed repair but they are not being asked. I don't know why, but they don't come to your attention, therefore they're being ignored. The second area that I see, the manner of the presentation by the department. I think it is a good idea to show priority, but as I see it each item really doesn't have a number. I know you don't have the facilities or resources to determine what kind of money you are asking for, but if I were on the other side and received your request, say remodel men's restroom, etc. I have no idea what you are asking. The question is how much time I have to go down to that particular station to look it over and get an estimate. That takes time, so three months down the line when the budget is over, the reply is we are not going to have time to take care of it this year.

WILSON: The process does not allow that. You will submit to the Department of Public Works what you want done. They do not want you to find out what the dollar value is. That is what they automatically do during the process of preparing the Department of Public Work's Capital Improvement Budget. They want themselves sending their personnel out to evaluate what you requested, find out what their new cost factor is and they put it together as a package. They want to do it after, That's in the budget instructions.

HSIEH: I accept your explanation. I would like to tell Department of Public Works that they better open up another process cause that so far has not worked. I feel they don't have the manpower to do the research so they're telling us they have not had a chance to look it over. We know that cause 200 and something items sent over we got only two items really approved. So that means 296 items were not even given a chance to be looked over and I don't like that.

WILSON: Around the middle of April to the middle of May we start to receive the cost factors of every single one and we do have a cost factor from the submission of the budget in June. Every single one of our requests they go over to Department of Public Works with a cost factor, but the problem is when they put it before the centralized committee for the City then it receives lower priority giving other requests highest priority. Whom may have their commissions do what Commissioner Nelder recommended - go to that committee and make the squeaky wheel be heard. That would be the ideal thing to do so that we can get a few more of our projects in on the city wide priority.

SANCHEZ: I think at our last meeting Commander Klapp was explaining to the Commission about some of the suggestions that the department was going to consider as far as expediting some requests, time down on vehicles, etc. and some of the examples of S.F. General until something sensational happens, nothing is going to get done as far as repairs, equipment, or restoration of critical projects that some people view as critical and I think the same type of dialoque is being established here. There are some situation that basically the Commission and the department are concerned about, but as we go from one facility to the other I think the frustration level is high in a number of the stations where they say why try and submit the request when in fact we have done it x number of years and we felt it was a priority and is not going to happen anyway. We are going to have to face that issue. Why don't we circumvent that and find out how we could develop some intervention strategy so we can take prevention actions until after something happens that should not happen in order to get things done that should have been done. Some of our facilities could certainly come under a rigid clinical trial as far as health, safety, maintenance, security.

WILSON: Once Proposition 13 passed when we started to prepare our budget that year the Mayor's Office came to the department and told us to curtail Capital Improvements and Facilities. The Mayor's Office wasn't giving funding to Department of Public Works maintenance because to fund hardly anything at that time was historical up to this year. Whether the Mayor finally changed her thought and went into reserve to take care of capital improvements, but up to that time out of direction from their office they said submit but don't expect to receive because we're curtiling that funding.

HSIEH: I really think this is a general policy. I think if the Mayor has $1.00 to spare she is going to discourage everyone possible to come forward with any request, but I think our situation cannot allow these kind of things, sort of like a compromise situation for a long time. I feel that it is about time to handle it and we are going to push ahead and ask for more attention to our needs. I think this is a decision this Commission has resolved that we are going to move ahead for the department.

WILSON: That support is sorely needed.

DALY: This is a new ball game this year. They are going to release a tremendous amount of money. So obviously we need to know when this committee meets and who sits on the committee to determine how we are going to present ourselves, but certainly the department knows that the Commission for all those years has been supportive and now with the Mayor's release I think we have a real good shot at it. Can we find out who sits on that committee and when it meets.

WILSON: I will have the report to the Commission by tommorrow.

HSIEH: If possible, I would like to see each station under the command of the Captain develop a task force by their officers, 2 or 3 persons, who can really look at the conditions very carefully. Not only paint the walls, change the lighting fixture, but look at parking, layout, security, if you arrest someone, where they are not going to have the bathrooms. How do you manage to make the work more efficient. I think it will take two or three persons to develop a reasonable list to show real priority, instead of asking the Captain to ask one person to "give me a list". Which everyone knows is a hopeless list. I look at this - that doesn't really represent what is really out there at the stations. I think that might be a good chance to improve the future budget proposals.

TRUEB: Approximately two weeks ago I received a directive memo from Chief Murphy. In that memo he directed me to create, as project director, a police facilities site study. As a result I established a task force an in-house task force who the active participants in this study are Captain Mike Brush, Chairman of the task force, Lt. Racine, Planning & Research and several others are on the task force. In conjunction we set advisory personnel on the task force including the POA and other employee associations. We have started meetings with Mr. Calvin Malone who when he phoned today was very interested in continuing the meeting rapidly and he said, "The Police Department has kind of not been getting its proper attention in the past few years." Apparently someone is getting the word that we are in real bad shape over there at City Planning. Our priorities were established by the Chief on the task force and number one we were given

to look at the relocation of the Northern District Station and also the Police Academy and the Potrero District Station. We have already looked at some sites and we are very confident that we will be able to propose the conversion of the Muni Transit Police Station to the use of a Northern District facility combined with the Muni by taking that property and having the building razed and bringing a totally new facility there which would encompass the two of them. Our proposal is in the first part going to be submitted probably in a week. We were also looking again at the school sites for relocation of the Police Academy. This afternoon I received a letter from Mr. Phil Callie and Robert Alioto requesting that we continue to meet and negotiate the change of Fremont School to another. So, if we could relocate the Potrerc Station into the district that would be more centrally located we could minimize response time. The Portola site is still a high priority position for us to relocate the Potrero District Station. We would certainly eliminate a lot of capital improvement problems there. Because we have so many problems that have been pushed to the back burner for many years we're taking each site a step at a time. The priority was established by the Mayor and the Chief that we should first look to the relocation of Northern Station and the Potrero and this Commission will probably have a report within two weeks. I hope that will solve our problem.

HSIEH: I do want to emphasize that each station should have a sub-task force on a frequent basis so they always have a chance to think it over what the facilities are, how they can be improved, how they can make a better place to work, how it can make a better place to receive the citizens if they want to come in to make a complaint or whatever and all those kind of things someone should make on a continuous basis instead of every so often on a crisis basis and that's my suggestion.

REB: We did do that with Captain Schuler and he set up a committee today and has already advised us what theri position and recommendations are and we have also done that with Captain Maloney at Potrero. We are doing it at a step at a time.

IER: I think that Commissioner Hsieh's recommendation is more on a long term basis. What he is suggesting is that an advisory task force at each district station be formulated and perpetuated each year so that when your requests go out annually asking the stations for their recommendations as to capital improvements it comes back with some meat in it and actually addresses itself to the real problems. What you are doing is excellent. What he would like to do and if I understand you, Commissioner Hsieh, what you're doing now is making a motion that each station formulate a task force designed to make recommendations as it relates to the needs of capital improvements and the way to get that done is put in the form of a motion.

NCHEZ: There's a motion and second. Further discussion?

LDER: What this does it mandates it. It makes it an order and the order shall go out to the district commander. It won't impede or impact on what you're doing Chief Trueb. Its simply something I certainly agree it will be very helpful. There may be things an outside task force may not be conversant with cause they don't work there. They don't come at midnight and not be able to find a parking space or whatever. This is what he's addressing himself to and I think he's right.

TRUEB: I couldn't agree more and this is what we had in mind with keeping the two captains at the station involved. I had no idea, I just thought it was a directed project at that time but it's much more comprehensive. Chief Eimil is here, I will send him a memo and he will instruct the districts to do that.

NELDER: It's good when a permanent task force is formulated. This will be a constant reminder of the things that have to be done. It makes it better for the people who work there, are incarcerated, make complaints, etc.

SANCHEZ: Motion to second. Hereby approved. We have further discussion.

SANCHEZ: Mr. Swann did you wish to comment on the budget?

SWANN: I would request that the Commissioners rethink it through before they approve the total budget and I do so on a basis of a memo that I sent to all the Commissioners on March 9. In that I placed my concerns. In November I submitted a budget for OCC to Planning & Research. I was told at that time that my budget was independent in a sense of the Police Department but they would move along parallel tracks and Planning & Research would move have no authority or have nothing to do with OCC's budget. I believed that my budget would reach the Commissioners as I had presented it. I then found out that unbeknownst to me there was a change in the budget and a reduction from my request of $174.00 to $642.00 cut. The cut was entirely personnel. I was never informed of the cut and it was only by accident that I noticed that there was such a reduction made as I understood that would be your responsibility should there be any alteration of OCC budget. I was never advised or informed. I then proceeded to find out why this had occurred and I was told by Planning & Research that there was some discussion with the Controller's Office and that they had indicated that that would be the maximum. On that basis my budget, or the OCC's budget, has already been determined by the Controller which is $10,000 less than our present operating budget. And that present, obviously, an impossible type situation. If you look at the proposed budget that has been submitted, the OCC has a budget of $642,000 and the Internal Affairs Division has a 1.6 million and that is an operation that is basically not in operation.

SANCHEZ: I want to ask a question to clarify here. FY 83-84, what was the full amount of your appropriation, including any supplemental.

SWANN: $652,000. There was a supplemental for $27,000 because of a recalculation of the base year.

SANCHEZ: So that 652 includes the 27 or excludes it?

SWANN: Excludes it.

SANCHEZ: So we're talking roughly $677,000 for FY 83-84. Do we have the dollar amount for FY 83-84 for Internal Affairs?

WILSON: $1,642,000. That was totally independent for Internal Affairs Bureau.

SANCHEZ: The budget proposed now after discussion and review by the department for the OCC, you were requesting $714,915. In essence, that would be less that $50,000 increase over last year. What is the request in the proposed budget for Internal Affairs Division?

WILSON: $1,650,000

SANCHEZ: Could you explain the asterisk?

WILSON: When OCC took over its operation and Internal Affairs ceased, they assumed much of those functions that occurred in January. For our budget process we have to freeze the department as of a specific date and operate as if nothing happened after that date cause I can't operate on an ongoing, everything changing basis. It won't work. We freeze it January 1, which was prior to the actual move of all those units so it does say there's $1,650,000, but if you went in there today it would be substaintially less than that, but I don't adjust for that.

SWANN: The OCC became operational on October 17, 1983.

SANCHEZ: I just want to make sure that it's all understood that what numbers we are talking about we are saying that in the proposed budget which we hope to approve this evening to be submitted for further negotiation. The initial request was $714,000. Internal Affairs Bureau has also increased almost $8,000 even though it is no longer fully operational correct? We have just received something from Controller's saying that their recommended budget level is roughly $651,486 which is even below your base line for 83-84. Maybe Deputy Chief Trueb or Chief Eimil procedurally if in fact we were to vote the level recommended by the Controller's Office and we were to vote our Internal Affairs Budget at $1,650,000, which we would be increasing over last year's. Between now and the negotiations with the Mayor's staff and Supervisors, etc., could we transfer x-number dollars out of Internal Affairs Bureau to OCC, or what would be the process. Or would we have to come in with a supplemental. Or if not, would we just have to increase the OCC now. Basically, what are the options in order to insure the OCC which this Commission has been very concerned about and lists as a high priority item, and we hope to implement our hearing officers, etc. We want to make sure we do have adequate funding. The funding recommended at this point is a decrease from last year's budget so what are our options so far as the department recommends so we can maximize our efforts on these budget items.

TRUEB: I recently have been in contact with the Mayor's Office on the budget. Basically speaking if you will notice the latest reorganizational chart dated March. There does not appear any term called Internal Affairs. We have a Management Control Unit now which embodies three or four

different functions including staff inspection. The lock-in process which was referred to by Sgt. Wilson occurred before this occurred, but the Mayor's Office has indicated to me that if there is lawful available funds within the department, the process by which you transfer them from one unit to the other is by the use of a supplemental. But a supplemental only has value when you have lawfully available funds and by funding that unit that makes those funds lawfully available. And because of the Controller's position to the Mayor's Office they would not fund above in view of litigation that is pending. That is of the last two day. That's my understanding. If we didn't fund the one at a different level, you would not have lawfully available funds in the budget to use a supplemental to withdraw. That apparently is the process by which the budget document goes forward after they lock in monies.

SWANN: I understand it sounds logical, but they said your budget is seperate and distinct. We can't take money from the Police Department and give it to OCC because they are created by Charter.

WILSON: In the supplemental process that would be the only way to increase OCC's budget. The supplemental process will allow, by direction of the Board of Supervisors to take money from anywhere the Board of Supervisors want to. They can take it from the Police Department or any legally available source. The departments don't have the ability. We can't dip into OCC nor can they dip in ours, but the Board of Supervisors can do either.

SWANN: Why was my proposed budget cut and who did it and why was I not notified?

TRUEB: I don't know. I only found out.

WILSON: I can answer. The first question is an error on the budget staff's part in not spotting the three additional personnel when the staff prepared the OCC budget. They came through the budget equal to the present staffing level, that budget was prepared and came up with $642,000 so there is an error where three additional personnel were missed. Subsequent to that comment from the Mayor's Office and from the Controller's, even if we had submitted with the three additional persons the Mayor's Office and Controller's would have cut those position out automatically cause the Controller is adhereing to a Charter mandate as to what he believes is the base for OCC plus inflationary increases the Controller states he will allow OCC to spend at a certain level until the Controller's Office would have automatically cut it so although there was an error in the budget they would not have made it through this phase of the budget anyway.

SWANN: Why wasn't I notified?

SANCHEZ: It seems to me again that as we are looking at the proposed budget and some critical needs of both facilities and police services, this Commission is mandated by law to comply with the proposition including our highest priority for the OCC which is something the citizens voted upon. Ultimately, the Police Commission and the department are held responsible in hearings like this or whatever. If in fact there is justification to ask for whatever the number is, then that basically is what the Commission will listen to and forward. If in fact we got cut at whatever level that's a decision that is rendered outside our jurisdiction, but at least this Commission has tried to implement what we feel is a priority as the maintenance of our physical sites, satety of officers or OCC. I know it has been a difficult process because there are about four different pressures operating on staff at any given time. What we are saying basically, the Commission has been spending some time on this, more so then other years which required maybe an hour or two, because in fact we have a wider basoe of responsibility. Namely, OCC. We get a number of requests for the Board of Supervisors and citizen's about, are we near full compliance, when in fact perhaps we are still trying to figure out how to get an office painted because the procedure would have taken two years as it does with any other problem, and that is why a lot of these questions are being asked. Ultimately, we as a Commission under the City Charter are held accountable for these items and that is the disturbing point. Any more questions?

SWANN: I would like to propose a course of action. That is submit the budget. The Controller's indicated one of the reasons he feels that he cannot honor that request at this junction is that everybody in the lawsuit oddly enough agrees with the figures so there is no argument. We are entitled to the additional money, it just is that it has not been resolved in the court because there are other matters attached to the suit. By June hopefully everything will be smoothed away. I don't want to then have to come back in and argue for the additional monies we are entitled to now. I would like for the budget to be amended to include the original request and let's see what happens in June rather than the reverse.

SANCHEZ: Does the Commission have any questions?

DALY: There isn't any reason why we shouldn't do that and couldn't do that is there?

WILSON: The Commission can request that it be increased, can have it increased and it will be cut until the Controller receives documentation from the court. That's the comments from the Controller's Office. He came forward with him memo and his determination that even this year he is skeptical of allowing them to increase or spend above the level. Mr. Madden advised that he is responsible for the expenditures of the City and he has documentation of only allowing them to spend at a level equal to $650,000. Although they are scheduled to spend more than that this year, he probably will not allow them to spend that

much this year. He cut their funding. If in fact he has an order.

SANCHEZ: A court order you mean.

SWANN: My responsibility is to the Commission, not Mr. Madden

HSIEH: I would like to suggest I think probably it would be improper for the Commission to approve the budget beyond what the charter amendment would allow for. We are given a maximum budget allowance even with the understanding of our need beyond that point, let me finish that what I would like to suggest is that we go ahead and approve the maximum allowed under the current Controller's recommendation with the provision that the additional amount will be increased automatically upon the decision of the court. I think it would automatically add to it without jeopardizing our position. I think it would be an improper action on our part to do something beyond what the charter amendment allows us for. I think that's the only way that's proper.

SWANN: I don't think the charter amendment follows the dictates of the Controller. I think that all points in the dispute arrived at a figure larger than the Controller's and believe they are keeping with the charter amendment and so in a sense I don't take Mr. Madden's determination as to that is what the charter requires, I think others have come to a different conclusion. I would prefer to have it the other way and let us ask for the full amount unless the court says we are not entitled to it.

HSIEH: I think it is very important because the Controller is one of the fiscal officers of the City and I think when that particular office makes a ruling and I think it will be a mistake for the Commission to act beyond the official position of a department beyond what our mandate is and I think if we know we are covering the situation. I don't think there's anything wrong. We're recognizing your budget but I don't think we should when the Controller isn't ready to issue the money. It's just a practical matter and legal implications.

SANCHEZ: I would like to ask Commissioner Hsieh if we could have a second to his motion which in fact factors out or at least puts some priority on your office as being the only item in our budget that we have taken out of context of the full budget which in essence is saying that I believe we would also have additional monies, if directed or available which we feel to be of highest priority rather than include it in the full budget.

SWANN: Maybe we can tie that to the $1.6.

SANCHEZ: Yes.

DALY: I think we look foolish to have the $1,650,000 for Internal Affairs, when they say it is not there anymore.

WILSON: It's salaries and fringes to pay for officers that are in the department at the present time. As of January 1 they were assigned to Internal Affairs Division. Therefore, their salaries show up in Internal Affairs box, but in essence they have been transferred to other locations and that money is really not available. If we figured where the actual bodies are the Internal Affairs budget whould be extremely low. I don't try to make these changes because there is a transfer every two weeks.

DALY: I wonder if part of our communication could acknowledge that we have seen this figure and realize it is unrealistic.

HSIEH: I think that would be amended to include that the Internal Affairs Budget has been $1.6 million. Since this new office is taking over the majority of the roles we do recognize that this office needs budget in the future years equal to what has been given to Internal Affairs Division.

WILSON: What I can do is have the staff prepare a seperate data base that will go off to the side where we can attempt to show what really Internal Affairs is as of this question. I can't fool around with the present data base but I can pull out a copy of it and give you an example.

SANCHEZ: Motion to second. Hereby approved. Any further matters pertaining to the budget items this evening?

HSIEH: I do request that Sgt. Wilson will include the Commission or inform as soon as possible when the committee will hear our capital improvement budget we should like to be informed so we can participate. In addiition, we would like to be informed and record the items either approved or disapproved and why the reason they are disapproved for this fiscal year. We would like to keep a track record so no one could say they didn't see that last year or two years ago or three years ago. We want to make sure these people know that this has not been taken care of for many years.

NELDER: I don't have anything to address on an individual basis as far as the budget is concerned. I think we have had three very lengthy hearings. There has been a conscientious effort of the part of this Commission and the Chief's Office and Planning and Research and as usual Sgt. Harlan Wilson does an outstanding job. I think we have a better understanding and some real progress and suggestions made by each of the Commissioners, but I feel that we have to move ahead, 93% plus is personnel and hopefully next year we will be in a little better position. I think they've done a good job and the department has to move ahead. I will move approval of the budget as it has been submitted to this Commission.

SANCHEZ: Motion and second. Budget is hereby approved. Congratulations on a very fine document.

WILSON: It's salaries and fringes to pay for officers that are in the department at the present time. As of January 1 they were assigned to Internal Affairs Division. Therefore, their salaries show up in Internal Affairs box, but in essence they have been transferred to other locations and that money is really not available. If we figured where the actual bodies are the Internal Affairs budget would be extremely low. I don't try to make these changes because there is a transfer every two weeks.

DALY: I wonder if part of our communication could acknowledge that we have seen this figure and realize it is unrealistic.

HSIEH: I think that would be amended to include that the Internal Affairs Budget has been $1.6 million. Since this new office is taking over the majority of the roles we do recognize that this office needs a budget in the future years equal to what has been give to Internal Affairs Division.

WILSON: What I can do is have the staff prepare a seperate data base that will go off to the side where we can attempt to show what really Internal Affairs is as of this question. I can't fool around with the present date base but I can pull out a copy of it and give you an example.

SANCHEZ: Motion to second. Hereby approved. Any further matters pertaining to the budget items this evening?

HSIEH: I do request that Sgt. Wilson will include the Commission or inform as soon as possible when the committee will hear our capital improvement budget we should like to be informed so we can participate. In addition, we would like to be informed and record the items either approved or disapproved and why the reason they are disapproved for this fiscal year or two years ago or three years ago. We want to make sure these people know that this has not been taken care of for many years.

NELDER: I don't have anything to address on an individual basis as far as the budget is concerned. I think we have had three very lengthy hearings. There has been a conscientious effort on the part of this Commission and the Chief's Office and Planning and Research and as usual Sgt. Harlan Wilson does an outstanding job. I think we have a better understanding and some real progress and suggestions made by each of the Commissioners, but I feel that we have to move ahead, 93% plus is personnel and hopefully next year we will be in a little better position. I think they've done a good job and the department has to move ahead. I will move approval of the budget as it has been submitted to this Commission.

SANCHEZ: Motion and second. Budget is hereby approved. Congratulations on a very fine document.

RESOLUTION NO. 269-84

OPERATING BUDGET FOR FISCAL YEAR 1984-85 - SAN FRANCISCO POLICE DEPARTMENT

RESOLVED, that the Police Commission hereby approves the operating budget of the San Francisco Police Department for the

fiscal year 1984-85 in the amount of $156,124,574.00 as submitted by the Chief of Police, Cornelius P. Murphy

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

PUBLIC HEARING IN REGARD TO GENERAL ORDER D-4, "ALCOHOL/ DRUG ABUSE BY MEMBERS

TRUEB: The representatives of the Police Officers' Association and the Police Department have been meeting on this particular order. As a result the final provisions were added to it by increasing the preamble and expanding it to include an educational committee which was the last of the issues which were addressed at the Commission. The order is in a form which is acceptable to the department and we think it is a significant milestibe and a humanistic approach to these problems which we are confornted with and hopefully that will benefit not only the department but the public we serve. The comments we hear will go to that point.

CASCIATO: We do feel it is a very historic monent and we feel this is the first order of its kind and also that we have had numerous requests from other departments asking us to please send a copy of this order the momet it passes. At this time I think Mr. Riley would like to say some words to the Commission. He is from Garden Sullivan Hospital and is the man who really put this thing together for us and gave his time and expertise to this.

RILEY: I think that what I would like to say is it has been a privilege to do this and the work is really just beginning. The emphasis of an order like this probably in the press will be on the diversion part, what happens to an officer who gets in trouble in my opinion and the opinion of people who have worked very hard on this. The overall direction of the order is much more important and that is to sensitive the department to educational endeavors that will assist officers, families, partners, etc. to deal with this issue in a more effective manner so that the diversion part of the order has to be used less and less. If the order really is working the idea is that you would see a lowering of the need for diversion because the educating process is taking effect and working. It certainly is important that police officers who absorb most of the police officers who absorb most of the stress in this society should have these kind of educational programs. Thank you for the opportunity to address you.

SANCHEZ: Thank you Mr. Riley. I know that Father Heaney was also active and supportive. Any others you wish to acknowledge?

CASCIATO: I thank Officer Mickey Shea, Officer Joe Engler, Inspector Gregory Winters. We look forward to the appointment of the committee so we can get going on this tommorrow. It was a lot of work. I thank the Commissioners for their counsel.

SANCHEZ: Let me make a comment or two. Number one, I think this can be used as a flagship of the demonstration model dealing with our critical law enforcement services. I personally know you have all spent a great deal of time along with the staff trying to implement something that will be a realistic option to assure that these opportunities are available to the men and women in the department, recognizing the fact that it is a pattern of illness and that it does require continued pattern of illness and that it does require continued parcipation and I think that many of the systems that have been discussed and are here could certainly be reassessed in the next 6 months to a year where we may see some changes are in fact needed. The discussion of the Commission over the months has been the fact that the Chief may recommend to the Commission but ultimately the Commission will render a decision based on individual cases. This is something then the Commission has under City charter to assure the accountability of police services within the City and therefore the concept of recommendation from the Chief to the Commission giving whatever conditions will certainly be accepted but not necessarily locked into and I'm saying this because this Commission views every administrative hearing in the context of that officer in that particular situation and whatever evidence the department proves or does not prove. So, although this is a model whereby we can move toward providing some options for our men and women within the department. It is a unique opportunity recognizing the fact that it is a high risk occupation and along with other services and professions, law enforcement in this City is recognizing the fact that here are some options that we would like to provide on a voluntary basis or in discussion with a staff to look at and provide some assessments and long range treatment and I think this is a first as far as law enforcement service so from that point of view I know the Commission is very thankful to all the people who have worked on this concept. It's taken a long time in coming, but it is something all realize is a realistic and top priority in police services, not only in San Francisco, but throughout the Nation. But the difficult part is yet to come and that is the implementation of same.

NELDER: The first point is the fact that it took a little bit of nerve to admit that there was a problem and recognize the fact that there is a problem. Historically there has been a drinking problem in a small percentage of members of the department, and those of us who have been sitting here for the last few years have recognized now that there has been a problem with a few officers related to drugs. Professional athletes should have done this a long time ago, rather than say we do not have the problems. I will say that I will be most surprised if it was more than just a minor problem in our department. It is very, very important and this is what you should be credited for and all of those persons who contributed to some degree to make it function and function properly it will. First of all we have to be honest and say we have a problem and how

are we going to tackle it and I think this is a step in the right direction. But I think I speak for all Commissioners that by no stretch or the imagination does this mean that we're any more tolerant of any officers that may use drugs or alcohol or have any dependency, because that's not the intent of this. The intent of this is to nip it in the bud that there's no problem.

D.LY: Congratulations o n a long difficulat job what invited what Commissioner Nelder said and the Chief about it being a humanistic approach. I think this should give the officers and members confidence that they might need to know that there is a place with a little bit of open understanding on how to deal with the problems rather than burying them somewhere. It will be six months to a year before we can assess the success of this, but I know you have cooperation of all of us. I got a pretty large education throughout this. Good luck to all of us on this.

TLER: Congratulations for a job well done. I do like the preamble for education and training. I hope that this education will take place before they are involved in alcohol or drugs.

HIEH: This is another example of a joint effort of the Officers' Association and of the department leadership and the Commission working together. I am sure that can benefit all of us. Congratulations and I want this spirit applied to many other things.

C.SCIATO: One last comment. There is two people who worked very hard on this order and should get some recognition, Mr. Jerry Akins, Legal Officer and Sergeant Pecinovsky, Administration, and Dr. Gillea from St. Mary's Hospital.

N.LDER: However, in reading over this order very carefully, one of the Commissioners or Commissioner's designee shall sit as a chairman, so fellow Commissioners it is going to be difficult for one of us to sit there and meet because this will be a frequent meeting and I would like to suggest at this time, number one, that we pass the rule as submitted, number two that it carries Deputy Chief Kevin Mullen as our designate who can report to us weekly if necessary, and I select him because he is here every week and he should be in a position where he can communicate with us most frequently. That would be my recommendation or motion.

ALY: I understand that Deputy Chief Mullen was involved in the convention plans. That he wasn't going to be here on a regular basis.

ASCIATO: I do have a recommendation for all of those positions.

ANCHEZ: Yes I know. If you want to give those to Deputy Chief Trueb.

RUEB: I don't have that officially, but I believe it will be me here more frequently than in the past because of those committments of the convention.

SANCHEZ: I would like to suggest that if possible, we do have a motion of a first and a second, for the approval of the order D-4. If we can vote on that and then I would like to make some more comments. All in favor of Order D-4 please say aye. Passes unanimously.

I would like to suggest if possible that members who have worked on this along with the department submit to the Commission the names of people that they feel would add to insure the full operation of this committee and therefore we could appoint the committee next week, formalize it and get it off the ground. I know, however, that there are other number of outstanding people that worked on this. There are other professionals who have a high degree of expertise that probably would like to be considered but I do feel it should be discussed because we do have the confidence factor in this.

NELDER: I think there is a separation. I think that the rule speaks for itself, but there has to be a designate of this Commission and if Kevin Mullen is going to be so busy are you saying, Chief Trueb, that you're going to be here and he's not going to be here, cause that's not what we've been told.

TRUEB: Apparently, the demand is that he doesn't get a lot of notice, so I have been asked by the Chief to be his back up.

NELDER: I think the position requires somebody of Deputy Chief status. I don't think the ones who drew up this order are in a position to make that recommendation to us. Perhaps I should modify my motion and say that Kevin Mullen and Deputy Chief Trueb, so that there will always be one available.

TRUEB: I think that's a good way to go because the Democratic Convention is a one time thing and will be over with and Chief Mullen's duties would put him in a better position to act as that person. But before the Democratic Convention put in some wording as to your designee in case Deputy Chief Mullen can't make it.

NELDER: I will modify my motion that Deputy Chief Kevin Mullen and Richard Trueb be our representatives.

SANCHEZ: The motion is seconded. On the health professionals, etc., that's an administrative matter. We can have those names in operation within a week.

RESOLUTION NO. 271-84

DEPARTMENT GENERAL ORDER NO. D-4 "ALCOHOL/DRUG ABUSE BY MEMBERS" - APPROVED

RESOLVED, that the Police Commission hereby approves Department General Order D-4, 'Alcohol/Drug Abuse by Members."

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION APPROVE AN AMENDMENT TO PART II, CHAPTER VIII, ARTICLE 4, OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY DELETING EXISTING SECTIONS 366 THROUGH 373 AND SECTION 378 THERETO AND ADDING NEW SECTIONS 366 THROUGH 379, RELATING TO THE ISSUANCE OF PERMITS FOR PARADES.

EIMIL: This has to do with permits for parades. There must be standards upon which public official can base his decision to deny a right or revoke a permit. If you look at Section 366 that is the current law of San Francisco regarding the permit required for parades. There is nothing in that law that says, outlines any standards that the Chief applies when issuing a permit. It merely says that if you want a permit you have to get it from the Chief. That law is unconstitutional. What the City is faced with now it has no law that regulates parades. We went to the District Attorney, Mr. Tom Owens, and Mr. Owens drew up new a parade regulation for us and if I could go over the new regulation for the old ones. The new regulations includes athetic events. Last year, 1983, there were 20 parades and 32 races in the City and they consumed 15,080 hours of police time, both on and off duty it cost the City $387,793 and right now we have no way to control their number. The 32 races are included in that total of 52 and so we are asking that atheltic events require the same permit that is required for a parade. The new or the proposed parade regulations include that a fee is to be charged to cover the cost for the processing of the application, I spoke with the City Attorney on that as to whether charging a fee would be proper. He informed me that the Supreme Court of the United States would rule on the matter and upheld the fee if it was intended to pay for the administrative costs of processing the permit rather than a revenue raising provision. So if we charge a fee to cover the costs of processing the application that is o.k., going all the way to the Supreme Court. The Supreme Court says fine. The difference is that we ask that these persons who are putting on parades and putting on races enter into a contractual agreement with the City to idemnify the City in the event that something happens. Now that doesn't cost them anything. They just sign an agreement. If something happens we will pay. Many of these groups that have these events won't be able to pay, they don't have anything, but those that do, and in the event there is a suit, provides that the City can go after them. The section then sets out the qualifications or the standards and the grounds for the denial of an application for a permit by the Chief of Police and they are listed on Page 7 of the ordinance. (a) If the Chief has reasonable cause to conclude that the applicant or any person participating in the parade will, in connection with that activity, cause physical injury to persons or substantial damage to property; or (b) The conduct of the event will substantially interrupt the safe and orderly movement of other traffic continguous to its route; or (c) The conduct of the event will require the diversion of so great a number of police protection of, or ambulance service to, areas contiguous to such assembly areas; or (f) The conduct of the event will substantially obstruct or interfere with any construction or

or maintenance work scheduled to take place upon or along the public streets; or (g) Another permit application has been received, and has been or may be approved, to sponsor a parade at the same time and place requested by the applicant, or close in time and place that undue confusion or congestion would result, or the Police Department would bear an unreasonable burden in meeting the request for services by more than one applicant.

Today the Ku Klux Klan came in to see me. They wanted to have a demonstration at Moscone Center, 300 people. We were able to convince them that because our manpower would be spread so thin that we wouldn't be able to protect them, they said o.k., then we will not come to town anyhow. We would have no law to control them but this last section would. We could go to court and say we are spread so thin we don't have enough manpower to allow you to do this

(h) The parade will not move from its point of orgin to its point of termination in four (4) hours or less, or such other reasonable time limit as set by the Chief of Police in light of all relevant circumstances; or (i) The applicant fails to provide the information requested on the application form or to provide Police Department staff, when requested to do so, with further information in order to enable the Chief of Police to verify the information required on the application form; or (j) The applicant fails to provide proof of approval from other governmental departments or agencies when such approval is legally required; or (k) The applicant fails or refuses to comply with any condition reasonably imposed on the granting of the permit in order to insure the safety of event participants, members of the Police Department or the public, or to insure the orderly flow of traffic, or to avoid the liklihood of harm to public or private property, which conditions may include a change in the route of the event; provided, however, that nothing in this section shall be deemed to authorize the Chief of Police to impose conditions which unreasonably interfere with the right of free speech; or (l) Other circumstances exist which make it likely that the event would significantly interfere with ordinary activities in the City and County of San Francisco.

Those are the conditions that the Chief can now look at and upon which base a refusal. Then there is a appeals process here where they go to the Transportation and Traffic Committee of the Board of Supervisors and whatever they say is binding on the Chief and if they are turned down there, of course, then they can go to the court. We hate to base all of our actions upon the fact that there's going to be a convention here. Now 100,000 gays want to demonstrate on Sunday, the day before the convention. They say that Jesse Jackson's going to have 100,000. The unions have already said they are going to have 100,000. We can't allow everybody to do that at the same time. Right now there is no law that says that we have the right to do it.

DALY: I think that makes a lot of sense and I think this is the best presentation we've had. I believe that we have the powers of the Police Department to schedule and control and have them help with monetary payments for those planned demonstrations. My question is this, what happenes, Tuesday night, when a demonstration is

determined by people in a period of an hour or two. What happens in that case, cause nowhere here does it not define it would be considered a parade under these definitions.

EIMIL: Let's say that we did know that this law was not applicable. Let's say that we had this law, we would just abuse the rule of reason.

DALY: I think the other one that was brought up that senior citizens who were down near St. Anthony's and decided to do a march to a hearing at City Hall. That is a parade instead of a demonstration. What concerns me is that we don't have a definition in here that distinguishes between the two that I would think the right of free speech or a public assembly.

EIMIL: The right of free speech does not allow you to go on the Bayshore Freeway and demonstrate. We couldn't stop anyone from demonstrating in the Majave Desert. Somewhere in the middle is a line where we can stop them.

DALY: How about public assembly. Don't we have a right under the constitution for public assembly?

EIMIL: Correct, I don't know if you have a right to march down the street without a permit.

TOLER: I have a question that if the senior citizens at the spur of the moment decide they want to march, do we have any type of emergency situation where we can protect the people.

DALY: But we didn't have this law that said they had to have the permit to do it.

EIMIL: We had this law that said we had to have a permit to do it.

SANCHEZ: But suppose this new ordinance was in operation. How would the department handle it differently or would it? Pertaining to the march Tuesday night.

EIMIL: At the discretion of the policies of the Chief of Police as to when we would apply this.

DALY: How would we have stopped it? With hopes? We would cause more officer power to try and stop a group of 500 people who wish to march it seems to me that we would have protected them. But we didn't try to stop them. If we had tried to stop them we would have needed more officers.

EIMIL: We had enough officers but we chose not to because it wasn't the appropriate thing to do.

DALY: Let's say this new ordinance goes into effect. What happens the day after, does the Police Chief decide they should have had a parade permit so we should sue organizers of the march. Considering the march the other night the better part of the valor was not to try to stop this crowd and the Police Department did't.

EIMIL: It was a reasonable decision.

DALY: What happens the next day, is Art Agnos' Office, are they charged or do we take them to court?

EIMIL: You mean to go to the District Attorney to get a warrant for the person putting this on for having a parade without a permit.

DALY: I wondered what happens.

NELDER: He explained that there has been good judgment in all of these things. For instance, the definition of a parade is in here. It says a parade is a event, including an atheltic ecent in which a group of persons proceed as a collective body on any street on the City and County of San Francisco whether on foot or any type of vehicle, animals, which event obstructs or interferes with the normal flow of vehicular traffic. Now more than likely in a situation where something would erupt suddenly, what they probably would do, we don't know cause we don't know who wuould be the Chief of Police that moment, which might be done is one time, but probably they would let them come down one side of the street and let the traffic flow on the other side of the street. Isn't that what you are saying Chief?

EIMIL: Yes, that's right. After this is adopted it is up to the Chief to get a policy of when we're going to enforcce this. Unless they look like they are going to cause great harm to somebody we are going to go along with it. We escorted 10 motor bikes the other night.

DALY: Yes, I'm very pleased with the job the other night.

EIMIL: If somebody wants to have a marathon race and somebody wants to have a parade on the same day we can't tell them anything.

SANCHEZ: Can I cite another example. A group of high school students from any given school in the City decides they are going to march down to 135 Van Ness to protest a transfer of teachers or whatever, my concern is if in fact we are going to have a uniform approach towards enforcement of this and if we're not that's where we pick up some differences and as you said it will be left up to the rationale of the Chief or whomever. I'm not questioning rationale or not, I want to know if in fact we are going to have uniform enforcement or if a group of folks from a given parish decide they want to protest the Archbishop's Office, which might happen, is there going to be the same type of enforcement is going to be the same type of enforcement or its going to ba very subjective decision. I mean it is a concern that has been raised before and before and hopefully it can be resolved by clear definition I think. Do you have any response?

EIMIL: It is sort of written here. It says that nothing in here should interfere with the rights, page 8, the last three lines, nothing in this section shall deem to authorize the Chief of Police to invoke conditions which unreasonably interfere with the right of free speech.

DALY: Why does it say free speech instead of assembly?

EIMIL: Free speech includes assembly. You want to put assembly in there?

NELDER: I think it would have to say lawful assembly.

SANCHEZ: Chief Eimil, you brought this before us before Deputy Chief Ryan.

EIMIL: He had provisions that people who got these permits would be requested to pay the police costs for policing the event. They would pick up the $387,000. That has been struck.

DALY: The only City that has an ordinance like this is New Orleans. I do believe that if we charge two dollars extra for each entrant in Bay to Breakers we would have the budgeted amount.

EIMIL: Exactly what I told the marathon. They came in and said we are going to bring $35,000,000 into the City. People are coming from all over the world they said. I said raise your entry fee to $25 and you can pay the police costs. He said no one will come. This course except for the athletic, the provision that includes athletic events, except for the provision that require contractual agreement and a fee to cover the costs for processing the application is no different than this one. You can't have a parade unless you have a permit. This one fails to set out standards on which the Chief can grant or revoke the permit. It is no good.

DALY: I couldn't fine the defintion of parade in this one.

NELDER: I think the Chief is simply saying that we really don't have a law right now because it's totally unconstitutional and the one that we have here is going to be administered with it in this form and as I understand it should be on for adoption tonight.

SANCHEZ: Motion and second to approve. Hereby approved.

RECEIPT OF DEPARTMENT GENERAL ORDER N-2, "ACCEPTANCE OF CIVIL LEGAL PROCESS"

TRUEB: The same comments. The employee organization indicated they had no interest in changing this order, We recommend that you adop it.

SANCHEZ: A motion and second to approve. Hereby approved.

RECEIPT OF DEPARTMENT GENERAL ORDER D-12, "JUVENILE PROCEDURES"

FRAZIER: First time on calendar.

TRUEB: Recommend putting it over two weeks.

SANCHEZ: Two week.

RESOLUTION NO. 270-84

AMENDING PART II, CHAPTER VIII, ARTICLE 4, OF THE SAN FRANCISCO MUNICIPAL CODE (POLICE CODE) BY DELETING EXISTING SECTIONS 366 THROUGH 373 AND SECTION 378 THERETO AND ADDING NEW SECTIONS 366 THROUGH 379, RELATING TO THE ISSUANCE OF PERMITS FOR PARADES

RESOLVED, that the Ordiance amending Part II, Chapter VIII, Article 4, of the San Francisco Municipal Code (Police Code) by deleting existing sections 366 through 373

and Section 378 thereto and adding new sections 366 through 379, relating to the issuance of permits for parades, be, and the same is hereby approved; and be it further

RESOLVED, that the Police Commission hereby requests that the Board of Supervisors approve the proposed amendment.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

PUBLIC HEARING IN REGARD TO GENERAL ORDER J-3, "VEHICLE TOW, HOLDS, INVENTORY FORMS AND RELEASES"

TRUEB: There were meet and confer sessions and the employee organizations were notified and sent copies. We received no request to meet and confer or any further discussion. The department's recommendation is to pass the general order as you have it before you.

DALY: I would like to ask if the Commission could put this over for one week or two. I have been meeting with some other people in City goverment on this issue. Some of it will affect the convention of course, but others affects our procedures within our own department. One of the examples is the lack of centralized information or data processing center so a citizen finds his car towed, goes to the station, then goes through the process, and other process where the car is and goes through it again, wasting officer power without telling the citizen the truth. The citizen feels like he's gotten the run around and sometimes there is a big distance involved. I would like to have it put over two weeks.

SANCHEZ: Fine. There's a request and a second to hold this matter over two weeks. Also, it would give us time to clarify the space problem and the two problems that are in existence now, including the latest and formal request to limit the tows because of lack of space. We can clarify everything before we proceed on this one.

RECEIPT OF DEPARTMENT GENERAL ORDER B-3, "EQUIPMENT"

TRUEB: The department again met and conferred and sent copies to employee organizations and had no response. We would recommend that you would act by passing the order.

FRAZIER: This is the first time on calendar.

SANCHEz; over for two weeks.

PUBLIC HEARING IN REGARD TO GENERAL ORDER R-5, "VEHICLE ACCIDENT REPORTING"

FRAZIER: On for the passage as of this point. I haven't heard anything about a meet and confer.

TRUEB: The employee organizations said they had no problems.

RESOLUTION NO. 272-84

DEPARTMENT GENERAL ORDER R-5, "VEHICLE ACCIDENT REPORTING" APPROVED

RESOLVED, that the Police Commission hereby approves Department General Order R-5, "Vehicle Accidents Reporting."

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 273-84

DEAPRTMENT GENERAL ORDER NO. N-2, "ACCEPTANCE OF CIVIL LEGAL PROCESS" - APPROVED

RESOLVED, that the Police Commission hereby approves Department General Order No. N-2, "Acceptance of Civil Legal Process."

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

HEARING OF POLICE OFFICER CLINT LOCY, INGLESIDE STATION

The matter of the hearing of Police Officer Clint Locy, Ingleside Station, was called it having been continued from the meeting of March 8, 1984.

Officer Clint Locy appeared in person and was represented by Mr. Gregory Winters, Attorney at Law.

Mr. Jerry Akins, appeared on behalf of the San Francisco Police Department.

Attorney Greg Winters made an offer of proff regarding the criminal records of the complaining witnesses. This matter was noted for the record by the Commission and he was directed to proceed.

The following witnesses appeared for the Defense, were sworn, and testified:

Ms. Judy Locy
2626 Kronen Court
Riverside, California

Officer Clint Locy
Ingleside Station

Attorneys for the Department and for the Defense submitted their cases and thereafter Mr. Jerry Akins presented his closing statement and Mr. Gregory Winters also presented his closing statement.

Deputy Chief Richard Trueb, acting on behalf of Chief of Police Cornelius P. Murphy, recommended termination of Officer Locy.

The Commission took the matter under submission, after which the following resolution was adopted:

RESOLUTION NO. 274-84

DECISION - HEARING OF POLICE OFFICER CLINT LOCY, IGLESIDE STATION

WHEREAS, on July 11, 1983, Cornelius P. Murphy, Chief of Police of the San Francisco Police Department, made and

served charges against Police Officer Clint Locy as follows:

AMENDED SPECIFICATION NO. 1 (March 8, 1984)

(a) at all times herein mentioned, Clint Locy was a police officer employed by the San Francisco Police Department and assigned to Ingleside Station;

(b) As a police officer, Officer Locy, (hereinafter, the accused) was and is responsible for knowing and obeying the rules, orders, and procedures of the San Francisco Police Department;

(c) On June 27, 1983, the accused was on duty and working the 0700 to 1500 hours shift at Ingleside Station;

(d) At or about 1715 hours on June 27, 1983, the accused became involved in a disagreement with a citizen in a light colored pickup while crossing the Golden Gate Bridge;

(e) The disagreement continued as the parties continued north on Highway 101;

(f) Just north of Alto Hill the accused fired a handgun in the direction of the driver and passenger in the pickup, which struck the light colored pickup;

(g) The conduct of the accused constitutes a violation of Penal Code Section 245(a) which states:

"(1) Every person who commits an assualt upon the person of another with a deadly weapon of instrument other than a firearm or by any means or force likely to produce great bodily injury is punishable by imprisonment in the state prison for two, three or four years or in a county jail not exceeding one year, or by fine not exceeding one year, or by both a fine not exceeding five thousand dollars ($5,000) or by both such fine and imprisonment."

(2) Every person who commits an assault upon the person of another with a firearm is punishable by imprisonment in the state prison for two, three or four years, or in a county jail for a term of not less than six months and not exceeding one year, or by both a fine not exceeding five thousand dollars ($5,000) and imprisonment."

(h) General Order D-1 prescribes the General Rules of Conduct, which are stated in the conjunctive:

"A. Required Conduct

1. The basic mission of the Police Department and of all of its members is to protect life and property, to preserve the peace, to prevent crime, to enforce criminal laws and ordinances, and to regulate non-criminal conduct as provided by law or by ordinance. Members shall, while on duty, devote their entire time to the achievement of this mission within the context of their respective assignments."

2. Officers shall, while off-duty, take all reasonable steps to prevent crime, detect and arrest offenders, and protect life and

property that are soncistent with the officers' ability to take proper action at the time in question."

(i) In committing the acts alleged hereinabove, the accused was not on duty or engaged in authorized police work;

(j) The accused, by firing a handgun at another person or vehicle from a moving vehicle, committed acts of a criminal nature in direct violation of Rule A-2 of General Order D-1, quoted above;

AMENDED SPECIFICATION NO. 2 (March 8, 1984)

(a) At all times herein mentioned, Clint Locy was a police officer employed by the San Francisco Police Department and assigned to Ingleside Station;

(b) As a police officer, Officer Locy (hereinafter, the accused) was and is responsible for knowing and obeying the rules, orders, and procedures of the San Francisco Police Department;

(c) On June 27, 1983, the accused was on duty and working the 0700 to 1500 hour shift at Ingleside Station;

(e) The disagreement continued as the parties continued north on Highway 101;

(f) Just north of Alto Hill the accused fired a handgun in the direction of the driver and passenger in the pickup, which struck the light colored pickup;

(g) By his conduct in discharging a handgun as decribed above, the accused engaged in conduct which reflects discredit upon the department and which tends to subvert the good order, efficiency, or discipline of the department which constitutes a violation of Rule A-9 of General Order D-1 of the San Francisco Police Department, which states:

"Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department or which reflects discredit upon the department or any member thereof or that is prejudicial to the efficiency and discipline of the department, though such offenses are not specifically defined or laid down in these Rules and Procedures, shall be considered unofficer-like conduct, triable and punishable by the Board."

and

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, February 29, 1984, Thursday March 8, 1984 and Thursday March 15, 1984 the matter was submitted to the Police Commission for decision; and

WHEREAS, the Commission finds that the allegations continued in Specifications No. 1 and No. 2 of the Amended Charges preferred by the Chief of Police against Police Officer Clint Locy are sustained by the evidence presented; therefore be it

RESOLVED, that it is the order of the Police Commission that the charges contained in said specifications are hereby adopted as the Police Commission findings in this matter with the following modifications: deletion from Specification No.1 of Section (g), subsections (1) and (2); therefore be it

RESOLVED, that it is the order of the Police Commission that based on these findings, consistent with the Police Commission's duty to protect the health, safety and general welfare of the citizens of the City and County of San Francisco and the public in general, and in order to promote efficiency and good discipline in the San Francisco Police Department the Commission hereby orders that the following discipline be imposed on Police Officer Clint Locy: Specification No. 1 and No. 2, termination; and be it further

RESOLVED, that said termination be and the same is hereby affirmed and approved to take effect immediately.

AYES: Commissioners Toler, Hsieh, Nelder, Sanchez
ABSENT: Commissioner Daly

(The entire proceedings were taken in shorthand form by Ms. Linda Pransky, CSR)

Recesses taken:

2145 hours to 2203 hours
2210 hours to 2220 hours

THE MEETING WAS THEN ADJOURNED AT 2300 HOURS

LIEUTENANT WILLIE E. FRAZIER
SECRETARY
THE POLICE COMMISSION

22 MARCH 1984 REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Thursday, March 22, 1984 at 1730 hours in a Regular Meeting.

PRESENT: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

Commissioner Sanchez presiding.

PUBLIC HEARING RELATIVE TO PUBLIC CONVENIENCE AND NECESSITY FOR THE ISSUANCE OF TAXICAB PERMITS

The entire contents of dialogue is on file in transcript form in the Office of The Police Commission as recorded by Linda Pransky, CSR.

SPEAKERS ARE LISTED BELOW:

X = Pro - Issuance
O = Con - Issuance

X	Mayor Dianne Feinstein
X	Kevin Starr, San Francisco Taxicab Association
X	Ms. Rox Wyman, Democratic National Convention
X	Dale Hess, Convention & Visitor's Bureau
X	Jerry Armisino, Chamber of Commerce
X	Ms. Joyce Ream, Commission on Aging
X	Ms. Bernice Cool, Richmond District
O	George Somers
O	Sean O'Falahee
O	Bernie Stoffer
O	Joe Mirabile
O	Jim Villines
O	Le Blanchard
X	Frank Deomos
X	Thomas Witt
O	Christine Wynne
X	Joseph T. Wootton
O	Heidi Mueller
O	James J. Smith
O	Thomas H. Thompson
X & O	Greg Dalpe
O	John J. Smith
X	Mich Hafiz
O	Michael Gibbons
O	John Hynes
O	David Schneider
X	C. Evanineff
X	G. Blufoes
X	Roger Cardenas
O	Norm Degelman
X	M. W. Busey
O	Henry Stern
O	Oliver Johnson
O	Arthur H. Lembke
O	G. Williams, Sr.
X	James A. Rueben
X	Yossedek M. Desta
X	Joyce Ream
O	Charles Gale
O	Robert Richardson
O	Oliver Johnson
X & O	Ben Ishi
X & O	E. Shardi
O	David Haase
X	S. Bendana
X	Doug Cornfeld, Hotel & Restaurant Employees

O	James Mussman
X	William J. Guthrie
X	Laurence Victor Russell
X	William L. Shook
X	Moon Yonn Hom
O	Dennis John Evans
O	Mattihas Leve
X	David Basada
O	Barrett
O	Ed Healy
O	Dennis Gianatassio
O	James J. Smith
O	Patricia Jovas
X	Austin James
O	Bob Froindin
X & O	Stephen Rousseau
O	James Leclercq
X	Bill Rohrig
O	Larry Alhadeff
O	Brain Coop
X	Stanley S. Fong
O	Boris Diverman
O	Marc Selby
O	Mike Smubol
O	Steve Johnston
O	Denise Lamb
O	Kin Leg
O	David Katz
X	S. Hall
O	Stuart Seligson
O	Yassin A. H.
O	Leon Collett
O	Jack Donnelly
O	Lisa Orsaba
O	Jon Keenan
O	Marty Breslow
O	Mae Tong
X & O	Elwyn Peckham
	Jack G. Trad
O	Paul Candella
	Steve Dias, City Attorney's Office

PUBLIC HEARING RELATIVE TO PUBLIC CONVENIENCE AND NECESSITY FOR THE ISSUANCE OF SIGHTSEEING BUS PERMITS. APPLICANTS ARE AS FOLLOWS: (CONTINUED TO 04/05//84)

1. Roy L. Privett
2. Robert Clutton
3. Dennis P. Felso
4. Arnold S. Gridley
5. Thomas E. Eichler
6. Thomas J. Collins
7. Ariel A. Sharabi
8. Hugh A. Buttery

PUBLIC HEARING RELATIVE TO PUBLIC CONVENIENCE AND NECESSITY FOR THE ISSUANCE OF LIMOUSINE PERMITS (CONTINUED TO 04/05/84)

1. James L. Reid
2. Milton W. Henke, Jr.
3. Charles E. Phillips
4. Charles W. Pearce
5. Masayoshi Anzai
6. Nasser Fraydouni
7. John E. Webb
8. Nino Filous

REQUEST FOR A SUPPLEMENTAL APPROPRIATION AMOUNTING TO $1,500,000 TO FUND THE PAYMENT OF SWORN OFFICERS' OVERTIME

RESOLUTION NO. 280-84

RESOLVED, that The Police Commission hereby approves a supplemental appropriation amounting to $1,500,000.00 to continue the payment of sworn officers' overtime.

AYES: Commissioners Daly, Toler, Hsieh, Nelder,Sanchez

REQUEST FOR A SUPPLEMENTAL APPROPRIATION AMOUNTING TO $1,500.000 TO FUND POLICE OVERTIME FOR THE DEMOCRATIC NATIONAL CONVENTION

RESOLUTION NO. 281-84

RESOLVED, that The Police Commission hereby approves a supplemental appropriation amounting to $1,500.000.00 to fund overtime pay (Extended Work Week) for members of the Police Department required to work overtime during the Democratic National Convention. Funds so appropriated will be expended during Fiscal Year 1984-85. Therefore, the funds should be placed into a Project Account.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

REQUEST FOR A SUPPLEMENTAL APPROPRIATION AMOUNTING TO $286,085.00 TO FUND POLICE PROTECTION FOR THE DEMOCRATIC NATIONAL CONVENTION

RESOLUTION NO. 282-84

RESOLVED, that The Police Commission hereby approves the attached Request for Supplemental Appropriation for funds to provide Police Protection to the Democratic National Convention. The funds are to be placed in a "Project Account", and may be spent during either Fiscal Year 1983-84 or Fiscal Year 1984-85.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

THE MEETING WAS THEN ADJOURNED AT 10:52 P.M.

Willie E. Frazier

Lieutenant Willie E. Frazier
Secretary
THE POLICE COMMISSION

29 MARCH 1984 EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 512, Hall of Justice, 850 Bryant Street, on Thursday, March 29, 1984, at 1645 hours in Executive Session.

PRESENT: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

1. Attorney-Client Conference

Commissioner Sanchez presiding.

29 MARCH 1984 REGULAR SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Thursday, March 29, 1984, at 1730 hours in Regular Session.

PRESENT: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

Commissioner Sanchez presiding.

APPROVAL OF CONSENT CALENDAR

RECOMMENDATION OF THE TRAFFIC BUREAU ON THE INSTALLATION OF ZONING FOR THE REGULATION OF TRAFFIC ON THE PUBLIC STREETS

621 DIVISADERO ST (HAYES ST) "FAST TRUCKING & LOW COST FURNITURE" GRANT

At 621 Divisadero Street, INSTALL 22' Special Truck Loading Zone from 22' to 44' north of the south property line. Sign to be installed on Meter DIV 611 from 7am - 11am.

1765 CALIFORNIA ST (VAN NESS AV) "GERMAN MOTORS CORP." GRANT

At 1765 California Street, INSTALL 32' Green Zone from 32' to 64' west of the east building line

766 VALLEJO ST (STOCKTON ST) "S.F.P.D. CENTRAL STATION" GRANT

At 718, 720 & 722 Vallejo Street, INSTALL 62' Red Zone from 3' to 65' east of Emery Lane on Vallejo Street. REMOVE Meters #718, #720, #722.

766 VALLEJO ST. (STOCKTON ST) "S.F.P.D. CENTRAL STATION GRANT

At 739, 741, 743, & 745 Vallejo Street INSTALL 82' Red Zone from 12' to 94' east of Powell Street. REMOVE METERS #739, #741, #743, & #745

1255 VICENTE ST (24th AV) "L & H SUPPLY" GRANT

At 2602 24th Avenue, INSTALL 22' Yellow Zone from 22' to 44' south of Vicente Street on 24th Avenue.

2354 CLEMENT ST (25TH AV) "25th & CLEMENT PRODUCE MARKET" GRANT

At 380 25th Avenue, INSTALL 22' Yellow Zone north of Clement Street on 25th Avenue.

333 BAKER ST (FELL ST) "MERCY TERRACE APARTMENTS" GRANT

At 333 Baker Street, INSTALL 30' White Zone from 90' to 120' north of Fell Street.

635 19th ST (3rd ST) "THE SANDWICH SHOP" GRANT

At 635 19Th Street, INSTALL 40' Green Zone from 14' to 54' west of the east property line.

1200 CALIFORNIA ST (JONES ST) "COMMUNITY APARTMENTS" GRANT

At 1101 Jones Street. INSTALL 22' White Zone from 18' to 40' north of California Street on Jones Street.

90 MINNA ST (2nd ST) "S.F.P.D." REVOKE

At 90 Minna Street, REVOKE 40' Yellow Zone from 40' to 80' east of 2nd Street.

80-90 MINNA ST (2nd ST) "S.F.P.D." REVOKE

At 80 - 90 Minna Street, REVOKE 100' Yellow Zone from 80' to 180' east of 2nd Street.

484 UNION ST (GRANT AV) "S.F.P.D." REVOKE

At 484 Union Street. REVOKE 22' Green Zone 22' east of the west line.

463 UNION ST (GRANT AV) "S.F.P.D." REVOKE

At 463 Union Street, REVOKE 21' Yellow Zone from 24' to 45' west of Varennes Street.

901 GEARY BLVD. (LARKIN ST) "WOERNERS LIQUORS" REVOKE

At 901 Geary Boulevard, REVOKE 18' Green Zone from 7' to 25' west of Larkin Street on Geary Boulevard.

83 POST ST (KEARNY ST) "S.F.P.D." REVOKE

At 83 Post Street, REVOKE 30' White Zone from 64' to 94' east of Kearny Street.

85 POST ST (KEARNY ST) "S.F.P.D." REVOKE

At 85 Post Street. REVOKE 44' Yellow Zone from 20' to 64' east of Kearny Street.

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 275 feet of green, blue, yellow, and white zones at the parts of the City, at the locations submitted be, and the same are hereby approved.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RECOMMENDATION OF THE CITY ATTORNEY FOR SETTLEMENT OF THE FOLLOWING CLAIMS AGAINST THE CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 308-84

R. KELLY CLARK

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of R. Kelly Clark in the sum of $2,499.00 in United States District Court Case No. C83-4738 WHO, entitled "R. Kelly Clark vs. City and County of San Francisco, et al," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: June 24, 1983

AYES: Commissioners Daly, Toler, hiseh, Nelder, Sanchez

RESOLUTION NO. 309-84

MIGUEL A. PADILLA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Miguel A. Padilla against the City and County of San Francisco in the sum of $2.469.21 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 8, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOULTION NO. 310-84

HUGO ARAUJO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Hugo Araujo against the City and County of San Francisco in the sum of $933.24 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: November 30, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 311-84

RONALD PATTERSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ronald Patterson against the City and County of San Francisco in the sum of $321,34 as the result of damages sustained, and the same is hereby approved.

Date of Incident: December 19, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 312-84

JAMES RENAZCO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of James Renazco against the City and County of San Francisco in the sum of $68.40 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 25, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 313-84

GHADIEH BILL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ghadieh Bill against the City and County of San Francisco in the sum of $59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 5, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 314-84

CONSTANCE PRITCHARD

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Constance Pritchard against the City and County of San Francisco in the sum of $59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 8, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 315-84

LARRY SHIH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Larry Shih against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 19, 1984

AYES: Commissioners Daly, Toler Hsieh, Nelder, Sanchez

RESOLUTION NO. 316-84

FRANK A. CECENA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Frank A. Cecena against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow be, and the same is hereby approved.

Date of Incident: January 26, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sancehz

RESOLUTION NO. 317-84

GEORGE NOM YEE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of George Nom Yee against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 25, 1983

RESOLUTION NO. 318-84

ROBERT S. WARREN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Robert S. Warren against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 27, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 319-84

MERLE S. KONEGSBERG

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Merle S. Konegsberg against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 31, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 320-84

DARLENE MOLINA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Darlene Molina against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 25, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sancez

RESOLUTION NO. 321-84

HELEN M. KELLY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Helen M. Kelly against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 2, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 322-84

JERRY S. WULFF

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jerry S. Wulff against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 6, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 323-84

ALFRED L. T. CHOI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Alfred L.T. Choi against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 18, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 324-84

RAPHAELA POPE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Raphaela Pope against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 30, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 325-84

MARLA WILSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Marla Wilson against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 6, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 326-84

GEORGE S. LOBASTOV

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of George S. Lobastov against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 25, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 327-84

PATRICK HO

RESOLVED, that the recommendation of the City

and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 18, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 328-84

LOURDES JIMENEZ

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Lourdes Jimenez against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 24, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 329

WILLIAM B. COBAUGH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of William B. Cobaugh against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 17, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 330-84

CATHY BARRIER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Cathy Barrier against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 20, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 331-84

JOHN R. HUDSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of John R. Hudson against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: Febraury 18, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 332-84

JOAN RUPIPER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Joan Rupiper against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 10. 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 333-84

PATRICK CONALTY

RESOLVED, that the recommendation of theCity Attorney for settlement of the claim of Patrick Conalty against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 21, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 334-84

SANDRA GUTIERREZ

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Sandra Gutierrez against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 7, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nedler, Sanchez

RESOLUTION NO. 335-84

IDA MAE MILLER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ida Mae Miller against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 18, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 336-84

HAROLD A. ROGERS, JR.

RESOLVED, that the recommendation of the City Attorney

for settlement of the claim of Harold A. Rogers, Jr. against the City and County of San Francisco in the sum of $43.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 8, 1984

AYES: Commissioners, Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 293-84

AUTHORIZING ATTENDANCE OF INSPECTOR WILLIAM KIDD, GENERAL WORKS AT THE HOSTAGE NEGOTIATION SEMINAR IN QUANTICO, VIRGINIA FROM MARCH 25, 1984 TO APRIL 6, 1984

RESOLVED, that the recommendation of the Chief of Police that Inspector William Kidd, General Works, be, authorized to attend the Hostage Negotiation Seminar in Quantico, Virginia from March 25, 1984 to April 6, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above named member of the Police Department will be paid by the Federal Bureau of Investigation at no cost to this Department.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 294-84

AUTHORIZING ATTENDANCE OF POLICE OFFICER DAVID ROBINSON, NARCOTICS UNIT, AT THE CLANDESTINE DRUG LABORATORY COURSE IN SACRAMENTO, CALIFORNIA FROM MARCH 20, 1984 TO MARCH 22, 1984

RESOLVED, that the recommendation of the Chief of Police that Officer David Robinson, Narcotics Unit, be authorized to attend the Clandestine Drug Laboratory Course conducted by the Califonria Department of Justice in Sacramento, California from March 20 to March 22, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named member of the Police Department in a sum not to exceed $226.00 for subsistence and travel are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 295-84

AUTHORIZING ATTENDANCE OF POLICE OFFICER ALLAN BERNARDI, POLICE ACADEMY, AT THE POLICE FIREARMS INSTRUCTOR COURSE IN EUREKA, CALIFORNIA FROM APRIL 16 TO APRIL 27, 1984

RESOLVED, that the recommendation of the Chief of Police that Police Officer Allan Bernardi, Police Academy, be, authorized to attend the Police Firearms Instructor Course conducted by the Federal Bureau of Investigation in Eureka, California from April 16 to April 27, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named member of thePolice Department in a sum not to exceed $896.00 for subsistence and travel are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 296-84

AUTHORIZING ATTENDANCE OF POLICE OFFICERS GEORGE STASKO AND MARK POTTER, TACTICAL DIVISION AT THE URBAN TERRORIST ACTIVITY COURSE, IN SACRAMENTO, CALIFORNIA FROM APRIL 30 TO MAY 4, 1984.

RESOLVED, that the recommendation of the Chief of Police that Police Officers George Stasko and Mark Potter, Tactical Division, be authorized to attend the Urban Terrorist Activity Course, conducted by the California Department of Justice in Sacramento, California from April 30 to May 4, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named members of the Police Department in a sum not to exceed $342.00 for Officer Stasko and $290.00 for Officer Potter for subsistence and travel are reimbursable by P.O.S.T.

AYES: Commissioners, Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 298-84

AUTHORIZING ATTENDANCE OF POLICE OFFICER MICHAEL PUCCINELLI, NARTOCOTICS DETAIL AT THE NARCOTIC INVESTIGATION COURSE IN SACRAMENTO CALIFORNIA FROM APRIL 1, TO APRIL 13,1984

RESOLVED, that the recommendation of the Chief of Police that Police Officer Michael Pucinelli, Narcotics Detail, be, authorized to attend the Narcotic Investigation Course, conducted by the California Department of Justice in Sacramento, California from April 1 to April 13, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the abpve named member of the Police Department in a sum not to exceed $684,00 for subsistence and travel are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 299-84

AUTHORIZING ATTENDANCE OF CAPTAIN MICHAEL LENNON, RICHMOND STATION, AND CAPTAIN KENNETH FOSS, TRAFFIC BUREAU AT THE P.O.S.T. EXECUTIVE DEVELOPMENT COURSE IN POMONA, CALIFONIA FROM APRIL 8 TO APRIL 20, 1984

RESOLVED, that the recommendation of the Chief of Police that Captain Michael Lennon, Richmond Station, and Captain Kenneth Foss, Traffic Bureau, be authorized to attend the P.O.S.T. Executive Development Course, conducted by California Polytechnic University at Pomona, California from April 8 to April 20, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that all expenses incurred by the above named members of the Police Department in a sum not to exceed $886.00 each for subsistence and travel are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 300-84

AUTHORIZING ATTENDANCE OF POLICE OFFICERS EDWARD DULLEA AND MICHAEL TRAVIS AT THE EXPLOSIVE ORDNANCE DISPOSAL REFRESHER TRAINING COURSE AT REDSTONE ARSENAL, HUNTSVILLE, ALABAMA FROM MAY 13 TO MAY 18, 1984

RESOLVED, that the recommendation of the Chief of Police that Police Officers Edward Dullea and Michael Travis, Tactical Division, be authorized to attend the Explosive Ordnance Disposal Refresher Course, conducted by the Federal Bureau of Investigation at Redstone Arsenal, Huntsville, Alabama from May 13 to May 18, 1984 be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above named members of the Police Department in a sum not to exceed $836.00 each for subsistence and travel will be defrayed from the Department Training Fund.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 301-84

AUTHORIZING ATTENDANCE OF POLICE OFFICERS JEREMIAH MORGAN AND RENO RAPAGNANI, TACTICAL DIVISION, AT THE EXPLOSIVE ORDNANCE DISPOSAL REFRESHER COURSE IN REDSTONE ARSENAL, HUNTSVILLE, ALABAMA FROM MAY 20 TO MAY 25, 1984

RESOLVED, that the recommendation of the Chief of Police that Police Officers Jeremiah Morgan and Reno Rapagnani, Tactical Division, be authorized to attend the Explosive Ordnance Disposal Refresher Course, conducted by the Federal Bureau of Investigation at Redstone Arsenal, Huntsville, Alabama, from May 20 to May 25, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named members of the Police Department in a sum not to exceed $836.00 each for subsistence and travel will be defrayed from the Department Training Fund.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 302-84

AUTHORIZING ATTENDANCE OF SERGEANT MICHAEL PERA, PUBLIC AFFAIRS AT THE FEDERAL BUREAU OF INVESTIGATION NATIONAL ACADEMY IN QUATICO, VIRGINIA FROM APRIL 1 TO JUNE 15, 1984

RESOLVED, that the recommendation of the Chief of Police that Sergeant Michael Pera, Public Affairs, be authorized to attend the Federal Bureau of Investigation National Academy in Quantico, Virginia from April 1 to June 15, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above named member of the Police Department for travel will be paid by the U.S. Department of Justice, and that Sergeant Pera will be advanced $800.00 from the Department Training Fund for the purchase of the required training materials and to supplement the minimal allowance for subsistence.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

TRAVELING EXPENSE VOUCHERS

RESOLUTION NO. 303-84

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Inspector Joseph Pieralde) $342.00 (Informant Development and
(Maintenance Course
(Sacramento, California
(02/27/84 - 03/02/84

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 304-84

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Sgt. Michael Kemmitt) $342.00 (Informant Development and
(Maintenance Course
(Sacramento, California
(02/27/84 - 03/02/84

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 305-84

RESOLVED, that the Traveling Expense Voucher, submitted by the following-named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Insp. George Matelli)$478.00 (Criminal Intelligence
(Date Analyst Course
(Huntington Beach, California
(03/05/84 - 03/09/84

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 306-84

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Insp. John Sterling ($478.00 (Criminal Intelligence
(Data Analyst Course
(Huntington Beach, California
(03/05/84 - 03/09/84

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 307-84

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses

incurred in attending the below indicated program, be, and the same is hereby approved.

Insp. Charles Hoenisch) $168.00 (Automated Property and
(Firearms System Advisory
(Group Meeting
03/07/83 - 03/08/84

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 337-84

CLIVE D. CHAFER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Clive D. Chafer against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: March 6, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 338-84

DOMINIC CRESCI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Dominic Cresci against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 17, 1985

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 339-84

ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of $77.60 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 28, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 340-84

ELLIS M. HARRIS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ellis M. Harris against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: March 9, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 341-84

ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of $77.60 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: March 9, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 342-84

ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of $50.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: February 13, 1985

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 343-84

ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of $50.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: February 11, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 344-84

MICHAEL J. KRISCHIE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Michael J. Krischie against the City and County of San Franciso in the sum of $50.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: February 12, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 345-84

ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing

& Storage Co. against the City and County of San Francisco in the sum of $50.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: February 11, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION O. 346-84

ABC TOWING & STORAGE CO.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of ABC Towing & Storage Co. against the City and County of San Francisco in the sum of $77.60 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 20, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 347-84

BETTY IOSSI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Betty Iossi against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: March 6, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 348-84

KATHLEEN M. TORNOW

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Kathleen M. Tornow against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 24, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 349-84

JAMES W. KLEIN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of James W. Klein against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 6, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 355-84

KENNETH VALENTINE

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Kenneth Valentine in the sum of $37,000.00 in United States District Court Case No. C-82-6798 WHO entitled "Kenneth Valentine et al. vs. City and County of San Francisco, et al., "as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: March, 1982

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 356-84

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Officer Travis Tapia)	$188.00	("Rethinking Juvenile
Sgt. Richard Hesselroth)		(Justice: Implications
		(for California" Train-
		(ing Conference
		(Sacrmaneto, California
		(02/06/84 - 02/07/84

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

POLICE COMMISSION REPORT

Commissioner Thomas Hsieh stated for the record that he is now a member of the Mayor's Parking Task Force. He also stated that he attended the first meeting of this task force on Thursday, March 29, 1984. He said many suggestions were proposed which would more than likely help clear up traffic problems city-wide. Some of the task force reccomendations were city-wide survey of all curb zones. A belief of the mis-use of the disabled license plates for disabled persons and a recommendation that the State law be amended to allow paralled parking in residential area on a local and optional basis. He said these are some of the concerns and, of course, the Police Commission is very much concerned. Especially in the area of enforcment and citations and the traffic flow on a city-wide basis.

Commissioner Hsieh also stated the following: I want to bring a point up for the purpose of record regarding the newspaper of the Police Officers' Association, current issue, regarding one of the comments about the modernization of the police stations in the City. The comment that the stations being considered for modernization and replacement. Comments by one of the members saying that it was a major concern by the Board and some other members. But I want you to know this Commission has been really concerned about the situation and a lot of progress has been made and in the past few months we have passed several resolutions to ask the Mayor and Board to consider the modernization of not only the worst, but the other seven stations as well. I think this should be made clear to

all members of the Police Officers' Association that this Commission is just as concerned and I think this Commission has made a major contribution to making this happen.

CHIEF'S REPORT TO THE POLICE COMMISSION

No Report.

STAFF REVIEW AND RECOMMENDATION ON PUBLIC CONVENIENCE AND NECESSITY FOR TAXI PERMITS

The Police Commission heard the Chief's recommendation which is that the staff has listened to and reviewed the testimoney given at the Public Convenience and Necessity hearing. The staff recommendation, and the Chief concurs, that 50 permits be issued on a permanent basis and an additional 100 permits be issued on a termporary basis with an expiration date of January 31, 1985, with the provision that any person who accepts or declines to accept any one of those temporary permits would not jeopardize his standing on the list as it stands today. The Chief believes it will take six to eight weeks to process the permits. His hope is that we can get them on board before the convention. If there is a severe adverse impact it would bring it back to the Commission for reconsideration. Commissioner Nelder said he believes the Chief's recommendation is reasonable and it should be tried and he moved for approval. Commissioner Sanchez seconded this motion. Commissioner Daly moved that a task force be established, comprised of Police Department members and taxicab industry be monitored and get the facts needed. Commissioner Daly also suggested they reestablish taxi stands. This amendment was seconded by Commisioner Hsieh. Commissioner Sanchez hopes the task force can come back to the Police Commission with recommendations, namely, that the dollars charged to drivers (the gate fee and gas fees) be reviewed to assure citywide access is equal.

The Police Commission voted to issue 50 permanent taxicab permits. To create a task force comprised of both Police Department members and taxicab industry members to review the impact of those 50 permits. To issue up to 100 temporary taxicab permits, depending upon the outcome of the review of the issuance of the 50 permanent permits.

POLICE COMMISSION FINDINGS IN REGARD TO PUBLIC CONVENIENCE AND NECESSITY FOR TAXICAB PERMITS

RESOLUTION NO. 283-84

APPLICATION FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR THE OPERATION OF TAXICAB PERMITS - APPROVED.

WHEREAS, individuals have applied to the Police Commission for a declaration by the Commission of Public Convenience and Necessity for the issuance of permits to operate a taxicab in the City and county of San Francisco; and

WHEREAS, this matter came on for hearing before the Police Commission of the City and County of San Francisco on March 22, 1984 and continued to and including March 29, 1984; and

WHEREAS, the various persons testified in support to the granting of additional permits and evidence in support of their position was presented to the Commission; and

WHEREAS, various persons testified in opposition to the granting of additional permits and evidence in support of their position was presented to the Commission; and

WHEREAS, the law requires that in order for a declaration of public convenience and necessity to be made, the applicants shall have the burden of proof to establish by clear and convincing evidence that public convenience and necessity require the operation of the vehicle for which permit application is made; and

WHEREAS, existing permit holders are, under normal conditions, inadequately serving the public; and

WHEREAS, the applicants established by clear and convincing evidence that public convenience and necessity required the operation of additional taxicab permits, which permit applications were made; therefore be it

RESOLVED, that it is the decision of the Police Commission to issue additional taxicab permits in the following manner:

1. To issue 50 permanent taxicab permits.

2. To create a task force comprised of both Police Department members and taxicab industry members to review the impact of those 50 permits.

3. To issue up to 100 temporary taxicab permits, depending upon the outcome of the review of the issuance of the 50 permanent permits.

and be it further

RESOLVED, that the above procedure for the issuance of additional taxicab permits be, and the same is hereby approved, and shall be issued to those applicants on the current taxicab list, if they qualify, in the chronological order of their positions on the list.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

NOTIFICATION AND FILING OF CHARGES AGAINST POLICE OFFICER EDWARD L. WALDORPH, MUNI TRANSIT DIVISION

Mr. Jerry Akins requested that the matter be put over for one week.

RESOLUTION NO. 284-84

POLICE OFFICER EDWARD L. WALDORPH, MUNI TRANSIT DIVISION

WHEREAS, charges of violating the Rules and Procedures of the Francisco Police Department were filed against Police Officer Edward L. Waldorph, Muni Transit Division, as follows:

SPECIFICATION NO. 1

Failure to obey lawful orders of superiors (violation of Rule A-11 of General Order D-1 of the San Francisco Police Department)

SPECIFICATION NO. 2

Failure to treat members of the public with respect and courtesy while acting as a peace officer off-duty (violation of Rule A-14 of General Order D-1 of the San Francisco Police Department);

SPECIFICATION NO. 3

Engaging in conduct which reflects discredit upon the department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Deparmtent).

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED. that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Edward L. Waldorph, MUNI Transit Division, is set for Thursday, April 5, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

SETTING OF DATE FOR HEARING OF POLICE OFFICER JAMES B. HALL, TACTICAL DIVISION

Mr. Akins requested that #8 and #9 be heard together. The law offices of Bley and Bley will be representing these two cases. Mr. Akins requested that they be continued on conseutive nights. The matter is put over to August 2 for hearing.

RESOLUTION NO. 286-84

SETTING OF DATE FOR HEARING OF OFFICER JAMES B. HALL, TACTICAL DIVISION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer James B. Hall, Tactical Division, was called it having been set for this date; and

WHEREAS, it was requested by Mr. John Prentice, attorney for Officer Hall, that the date for the hearing before the Police Commission be set for August 2, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer James B. Hall, Tactical Division, is set for Thursday, August 2, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nedler, Sanchez

SETTING OF DATE FOR HEARING OF POLICE OFFICER VINCENT CATANZARO, TACTICAL DIVISION

RESOLUTION NO. 287-84

SETTING OF DATE FOR HEARING OF OFFICER VINCENT CATANZARO, TACTIVAL DIVISION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Vincent Catanzaro, Tactical Division, was called it having been set for this date; and

WHEREAS, it was requested by Mr. John Prentice, attorney for Officer Catanzaro, that the date for the hearing before the Police Commission be set for August 2, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Vincent Catanzaro, Tactical

Division, is set for Thursday, August 2, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RECOMMENDATION OF THE CHIEF OF POLICE THAT MR. THOMAS CANOTAL BE GIVEN PERMISSION TO INCREASE THE PASSENGER CAPACITY OF HIS JITNEY BUS PERMIT FROM TWELVE (12) TO FIFTEEN (15) PASSENGERS

RESOLUTION NO. 292-84

REQUEST OF MR. THOMAS CANOTAL FOR PERMISSION TO INCREASE THE PASSENGER CAPACITY OF HIS JITNEY BUS FROM TWELVE(12) PASSENGERS TO FIFTEEN (15) PASSENGERS - APPROVED

WHEREAS, Mr. Thomas Canotal requested by letter a hearing before the Police Commission for permission to increase his passenger capacity from twelve (12) passengers to (15) passengers; and

whereas, the Police Commission, after hearing a favorable report from the Police Department's Permit Bureau regarding Mr. Thomas Canotal's capability of increasing his passenger capacity and of having purchased the appropriate amount of insurance to cover such increase approves Mr. Thomas Canotal's request therefore be it

RESOLVED, that it is the order of the Police Commission that the request of Mr. Thomas Canotal for permission to increase his jitney bus passenger capacity from twelve (12) passengers to fifteen (15) passengers, be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

HEARING OF RECRUIT OFFICER FRANCIS KANG, SUPPORT SERVICES BUREAU/PROPERTY CONTROL DIVISION

The Chief stated that this is a recruit officer who has gone beyond the probation period. Commissioner Hsieh asked that the City Attorney's opinion that was asked for be returned by May 24 in time for the hearing.
Over to May 24, 1984.

RESOLUTION NO. 288-84

HEARING OF RECRUIT POLICE OFFICER FRANCIS I. KANG, SUPPORT SERVICES BUREAU, PROPERTY CONTROL DIVISION

WHEREAS, the hearing of Recruit Police Officer Francis I. Kang, Support Services Bureau, Property Control Division, was called it having been set for this date; and

WHEREAS, it was requested by Mr. Michael Gash, attorney for the San Francisco Police Department, that the matter be continued to Thursday, May 24, 1984 at 5:30 p.m. in Room 551, Hall of Justice; therefore be it

AYES: Commissioners Daly, Toler, Hsieh, Nedler, Sanchez

HEARING OF POLICE OFFICER GEORGE PAGANNUCCI, SOUTHERN STATION

Mr. Robert Martin appeared for Officer Paganucci and asked that the matter be continued so he may review additional materials that have been obtained by the POA.

RESOLUTION NO. 289-84

HEARING OF OFFICER GEORGE S. PAGANUCCI, SOUTHERN STATION

WHEREAS, the hearing of Police Officer George S. Paganucci, Southern Station, was called it having been set for this date; and

WHEREAS, it was requested by Mr. Jerry Akins, attorney for the San Francisco Police Department, that the matter be continued to June 14, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer George S. Paganucci, Southern Station, is set for Thursday, June 14, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

Chief Mullen indicated the matters #13, #14, #15 should be read as Receipt of Department General Order rather than Public Hearing. These items are continued for two weeks. Item #16 is off calendar until after the meet and confer meeting.

RECEIPT OF DEPARTMENT GENERAL ORDER B-6, "UNIFORM AND EQUIPMENT CLASSES."

RECEIPT OF DEPARTMENT GENERAL ORDER J-3, "VEHICLE TOW, HOLDS, INVENTORY FORMS AND RELEASES."

RECEIPT OF DEPARTMENT GENERAL ORDER R-5, "MANDATORY BLOOD TEST IN DRUNK DRIVING CASES."

REQUEST OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION ACCEPT A GIFT OF ONE (1) LAW MOWER FROM THE FRIENDS OF THE SAN FRANCISCO POLICE DEPARTMENT FOR USE BY THE POLICE RANGE - APPROVED

RESOLVED, that the request of the Chief of Police that the Police Commission accept a gift of one (1) lawn mower from the Friends of the Police Department for use by the police range be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

NOTIFICATION AND FILING OF CHARGES AGAINST OFFICER BRUCE O. POWELL, COMMUNITY RELATIONS

Mr. John Prentice appeared for Officer Powell and requested a continuance of one week for setting of a hearing date.

RESOLUTION NO. 285-84

POLICE OFFICER BRUCE O. POWELL, COMMUNITY RELATIONS

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer Bruce O. Powell, Community Relations, as follows:

SPECIFICATION NO. 1

Failure to prevent crime while off-duty (violation of Rule A-2 of General Order D-1 of the San Francisco Police Department);

SPECIFICATION NO. 2

Engaging in conduct which reflects discredit upon the department (violation of Rule A-9 of General Order D-1 of the San Francisco Police Department);

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Bruce O. Powell, Community Services, is set for Thursday, April 5, 1984 at 5"30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

(THE PROCEEDINGS WERE TAKEN IN SHORTHAND FROM BY MS. LINDA PRANSKY, CSR.)

THE MEETING WAS THEN ADJOURNED AT 9:00 PM

LIEUTENANT WILLIE E. FRAZIER
SECRETARY
THE POLICE COMMISSION

5 APRIL 1984 EXECUTIVE SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 512, Hall of Justice, 850 Bryant Street, on Thursday, April 5, 1984 at 1600 hours in Executive Session.

PRESENT: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

1. Attorney-Client Conference
2. Personnel Matter

Commissioner Sanchez presiding.

5 APRIL 1984 REGULAR SESSION

The Police Commission of the City and County of San Francisco met in theri chambers, Room 551, Hall of Justice, 850 Bryant Street, on Thursday, April 5, 1984 at 1730 hours in Regular Session.

PRESENT: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

Commissioner Sanchez presiding.

APPROVAL OF CONSENT CALENDAR

RECOMMENDATION OF THE CITY ATTONREY FOR SETTLEMENT OF THE FOLLOWING CLAIMS AGAINST THE CITY AND COUNTY OF SAN FRANCISCO:

RESOLUTION NO. 365-84

DESOTO CAB COMPANY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of DeSoto Cab Company against the City and County of San Francisco in the sum of $2,478.40 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: Decmeber 5, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nedler, Sanchez

RESOLUTION NO. 366-84

UNDERWRITERS ADJUSTING CO & LEVI STRAUSS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Underwriters Adjusting Co. and Levi Strauss against the City and County of San Francisco in the sum of $484.98 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: Jualy 21, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 367-84

DAVID C. GRENOBLE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of David C. Grenoble against the City and County of San Francisco in the sum of $400.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: December 1, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 368-84

BETH A. CHANNESON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Beth A. Ohanneson against the City and County of San Francisco in the sum of $109.04 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: December 28, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 369-84

MARGARET E. RUEGER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Margaret E. Ruegar against the City and County of San Francisco in the sum of $50.00 as the result of damages sustained, be, and the same is hereby approved.

Date Of Incident: December 22, 1984

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 370-84

WILLIAM GREGORY GILLIS

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of William Gregory Gillis in the sum of $3,200.00 in Municipal Court Action No. 858-506 entitled "William Gregory Gillis vs. Cith and County of San Francisco, James Nicholas Speros, Doe I through Doe XX, inculusive," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: February 22, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 262-84

EARL SASS

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Earl Sass in the sum of $33,000.00 in U.S.D. Court No. C81-4394, entitled, "Earl Sass vs. Joseph Kennedy, City of San Francisco, et al.", as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: 10/14/81 - 12/1/81

AYES: Commissioners Daly, Hsieh, Toler, Nelder, Sanchez

RESOLUTION NO. 371-84

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following named member of the Police Department for expenses incurred in attending the below indicated program be, and the same is hereby approved.

Officer Michael Williams) $684.00 (Narcotic Investigation
(Course
(Sacramento, California
(03/04/84 - 03/16/84

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 372-84

AUTHORIZING ATTENDANCE OF POLICE OFFICER DANIEL HAMPTON, POLICE ACADEMY AT THE P.O.S.T. SPECIAL SEMINAR FOR BASIC ACADEMY WEAPONLESS DEFENSE/BARTON INSTRUCTIONS IN SACRAMENTO, CALIFORNIA FROM APRIL 10 TO APRIL 12, 1984

RESOLVED, that the recommendation of the Chief of Police that Police Officer Daniel Hampton, Academy, be authorized to attend the P.O.S.T. Special Seminar for Basic Academy Weapon Defense/Baton Instructors, conducted by the Commission on Peace Officer Standards and Training in Sacramento, California from April 10 to April 23, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named member of the Police Department in a sum not to exceed $226.00 for subsistence and travel are reimbursable by P.O.S.T

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 373-84

AUTHORIZING ATTENDANCE OF SERGEANT JOHN CURRIE, FIELD OPERATIONS BUREAU, AND OFFICER JOSEPH CURRIE, PART STATION, AT THE DEFENSIVE TACTICS INSTRUCTOR UP-DATE COURSE IN SANTA BARBARA FROM MAY 9, 1984 TO MAY 11, 1984

RESOLVED, that the recommendation of the Chief of Police that Sergeant John Currie, Field Operations Bureau, and Officer Joseph Currie, Park Station, Physical Tactics Instructor Up-Date

Course, conducted by the Santa Barbara Sheriff's Department in Santa Barbara, California from May 9 to May 11, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that all expenses incurred by the above-named members of the Police Department in a sum not to exceed $380.00 each for subsistence, travel and course fees are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 374-84

FRANCIS FUREY

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Francis Furey in the sum of $3,750.00 in United States District Court Action No. C-82-3762 WWS. entitled "Francis Furey vs. City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 28, 1981

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 375-84

LARRY MORALES

RESOLVED, that the recommendation of the City Attoney for settlement of litigation of Larry Morales in the sum of $15,487.00 in United States District Court Action No. C-83-0674-TEH (FJW) entitled "Larry Morales vs. City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 24, 1982

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 376-84

CURTIS HOWARD

RESOLVED, that the recommendation of the City Attorney for settlement of litagation of Curtis Howard in the sum of $1,000.00 in Superior Court Action No. 764-934 entitled "Curtis Howard vs. City and County of San Francisco," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: July 19, 1979

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 377-84

LYNN MARIE JIMENEZ

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Lynn Marie Jimenez against the City and County of San Francisco in the sum of $237.50 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: December 11, 1983

AYES: Commissioners Daly, Toler. Hsieh, Nelder, Sanchez

RESOLUTION NO. 378-84

MITCHELL-PIPES INSURANCE AGENCY, INC. AND CHARLES D. KING

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Mitchell-Pipes Insurance Agency, Inc. of San Francisco in the sum of $700.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: October 17, 1983

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 357-84

AUTHORIZING ATTENDANCE OF CAPTAIN CHARLES BEENE, CONVENTION PLANNING UNIT, AND CAPTAIN JOHN JORDAN, INVESTIGATIONS BUREAU, AT THE COMMAND POST EXERCISE IN DALLAS, TEXAS FROM APRIL 17 TO APRIL 20, 1984

RESOLVED, that the recommendation of the Chief of Police that Captain Charles Beene, Convention Planning Unit and Captain John Jordan, Investigations Bureau, be authorized to attend the Command Post Exercise conducted by the Federal Bureau of Investigation and the Dallas Secret Service in Dallas, Texas from April 17 to April 20, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that all expenses incurred by the above named members of the Police Department in a sum not to exceed $650.00 each for subsistence and travel will be defrayed from the Department Training Fund.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 379-84

AUTHORIZING ATTENDANCE OF INSPECTOR JEFFREY BROSH, HOMICIDE, AT THE ADVANCED DEATH INVESTIGATION SEMINAR IN QUANTICO, VIRGINIA FROM APRIL 22 TO APRIL 27, 1984

RESOLVED, that the recommendation of the Chief of Police that Inspector Jeffrey Brosch, Homicide Detain, be authorized to attend the Advanced Death Investigation Seminar, conducted by the Federal Bureau of Investigation in Quantico, Virginia from April 22 to April 27, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named member of the Police Department shall be paid by the Federal Bureau of Investigation at no cost to this Department.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 380-84

RESOLVED, that the Traveling Expense Voucher submitted by the following named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Officer Mark Hawthorne) $1,580.00 (Field Evidence Technician Course (Long Beach, California (03/05/83 - 03/23/84

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 381-84

RESOLVED, that the Traveling Expense Voucher submitted by the following named member of the Police Department for expenses incurred in attending the below indicated program, be, and the same is hereby approved.

Officer Ralph Schoenstein) $1,788.00 (Field Evidence Technician Course (Long Beach, California (03/05/84 - 03/23/84

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

POLICE COMMISSION REPORT

Commissioner Hsieh stated that he wanted to bring attention to an article and photograph that was published in a newspaper in San Francisco. The headline is "Miracle on Stockton Street in Chinatown". It shows a picture at noontime on a weekday that has no parking along Stockton Street and it says it is because of the police enforcement and citations and it has made the traffic flow as good as ever. He congratulated Chief Murphy and he hopes that enforcement will continue. He stated another item he wanted to speak about was the alleged gang activities in Chinatown. He states he is concerned and spoke to Chief Murphy about this last week and he thinks the Police Commission should have a report on this matter. He stated that there was a news conference in Central Station with some of the local leadership and he was surprised because he was waiting for the report from the Chief's Office and fell he should have been notified about this news conference and that he wasn't sure of the policy the department has regarding the issuance of information but he feels he would like the chance to have it reported and the Commission advised in advance so people like himself who are seriously concerned may be asked to join. The Chief of Police, Cornelius Murphy stated he didn't know what prompted the article but very often different reporters from different stations want to do articles. The department policy is to have an open door policy for the press and a year ago it was expressed by the Commission that no information would get out. The Chief also stated he had intended to give

the Commission a report on the Chinese gangs but because of other matters that had to be dealt with tonight it was postponed to next week. He stated they try to keep the Commission informed as much as possible.

Commissioner Hsieh stated he would appreciate that and hoped the Chief would instruct the stations and officers. Dr. Sanchez stated that if there are matters pertaining to certain perimeters of the City that perhaps the Press Office of the Police Department could inform the Police Commission Office that there are such items pending so if a member wished to participate they may do so.

Commissioner Sanchez stated the Commission wished to express their sorrow to Deputy Chief James Shannon's family pertaining to his unexpected death yesterday. The Commission adjourned in his memory at the end of the hearing and observed one minute of silence in his memory.

Commissioner Nelder spoke regarding the procedure for processing Suspension of Operation Requests submitted by Motor Vehicle for Hire Permit Holders. Commissioner Nelder stated he believes the document submitted by the Permit Section is acceptable, but thinks a verification factor should be added and the fact that the Chief would approve it then submit it to Lieutenant Frazier for filing and notification to the Commission. With these items added he would move for approval when it is placed on the calendar next week.

Commissioner Nelder then stated that in regard to a letter received by the Police Commission from Sergeant Al Benner pertaining to the training mandated by the Police Commission for Officer Mark Laherty asking that since his satisfactory completion of the training that the remaining disciplinary actions held in abeyance be discharged. The Chief stated he concurs with Sergeant Benner and he thinks it is an effective method. Commissioner Nelder made a motion for approval.

The next matter Commissioner Nelder spoke on related to the possible cancellation of the towing contract between ABC Towing and the City. (Added Item No. 16)

POLICE COMMISSION RESOLUTION AUTHORIZING THE POLICE DEPARTMENT TO SELECT INDEPENDENT TOWING COMPANIES TO PERFORM POLICE TOWING SERVICES FOR THE CITY AND COUNTY OF SAN FRANCISCO

Commissioner Nelder stated the Chief should be granted the approval to take the proper action that if in the event they are serious about terminating the contract should it become reality.

The Chief stated he will get them ready to select and will confer with the Commission before any action is taken.

Commissioner Nelder moved that the Item be continued.

CHIEF'S REPORT TO THE POLICE COMMISSION

No Report.

SETTING OF DATE OF POLICE OFFICER EDWARD L. WALDORPH, MUNI TRANSIT DIVISION

RESOLUTION NO. 358-84

SETTING OF DATE FOR HEARING OF POLICE OFFICER EDWARD L. WALDORPH, MUNI TRANSIT DIVISION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Edward L. Waldorph, MUNI Transit Division, is set for Thursday, June 7, 1984; at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

SETTING OF DATE FOR HEARING OF POLICE OFFICER BRUCE O. POWELL, COMMUNITY RELATIONS DIVISION

Mr. Prentice stated Officer Powell is in the process of seeking rehabilitation at Garden Sullivan Hospital whose program is approximately 28 days. Mr. Prentice requested a fair amount of time to digest the evidence againt the officer and discuss the case and also that it would be unfair to force the officer to defend himself against charges when his testimony will be under oath and that testimony could be adverse to his case in his criminal case. Mr. Gash stated Officer Powell has been suspended and the department would like to move for a hearing date on April 26. Commissioner Nelder made a motion to hold this hearing on April 26 as it should be brought before the Commission as rapidly as possible. This motion was seconded.

Mr. Prentice asked to bring another matter to the Commission's attention which was not on calendar, the setting of the Hall and Catanzaro case. He stated Sgt. Hall will be on a long planned vacation from July 22 to September 5 and also involved in the Convention. Mr. Prentice asked for a date that would not conflict. The hearing was set for May 31.

Mr. Bley asked for another date for hearing for the Dempsey, Jeong, and Way case that is set for April 19th as they will be in trial at that point. Chief Murphy stated he wanted to go on record for the department that they oppose any more continuations on the Dempsey, Jeong and Way matter as this case has been dragging on for almost four years. Commissioner Nelder made a motion that if it goes to trial on the 16th the Commission will hear this immediately upon conclusion of the criminal trial in an extra meeting if necessary.

RESOLUTION NO. 359-84

SETTING OF DATE FOR HEARING OF POLICE OFFICER BRUCE O. POWELL, COMMUNITY RELATIONS DIVISION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Bruce O. Powell, Community Services Division, was called it having been set for this date; and

WHEREAS, it was requested by Mr. Michael Gash, attorney for the San Francisco Police Department, that the date for the hearing before the Police Commission be set for April 26, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Bruce O. Powell, Community Services Division, is set for Thursday, April 26, 1984, at 5:30 p.m. in Room 551, hall of Justice.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RECOMMENDATION OF THE AWARDS COMMITTEE

Commissioner Toler stated he sat as Chairman of the Awards Committee on Friday, March 30, 1984. He recommended that two silver medal of valor and 21 bronze medal of valor be awarded to officers of the department for outstanding police work. This was approved and a presentation date was set for April 26, 1984.

RESOLUTION NO. 382-84

REWARDS GRANTED TO MEMBERS OF THE POLICE DEPARTMENT

RESOLVED, that the following named members of the Police Department, be, and they are hereby granted Awards of Valor - Silver and Bronze, under the provisions of General Order O-5, Section 1-A and 1-C of the Rules and Procedures of the San FRancisco Police Department, as approved by the Awards Committee on Friday, March 30, 1984; and

WHEREAS, Chief of Police Cornelius P. Murphy has recommended to the Police Commission that the said members be rewarded under the provisions of Section 8.405 (a)(4) of the Charter of the City and County of San Francisco; therefore be it

RESOLVED, that Police Officers Edbert Dare and David Tambara be, and they are hereby awarded Silver Medals of Valor and granted a reward of $100.00 each, as provided for under said Section of the Charter; and be it further

RESOLVED, that Police Sergeant Michael (nmi) O'Connell, and Officers James G. Bosch, Kurt J. Brunneman, Rosemary (nmi) Castro Ernest C. Chapman, Glen J. Ghiselli, Leslie L. Chong, Jill Connolly, Richard L. Corriea, Daniel M. Curiel, Jeffrey C. Greenlaw, Matthew J. Hanley, James E. Hickson, Patrick F. Mullins, Lucio A. Perez, Billy R. Smith, James T. Spillane, Benjamin (nmi) Spiteri, Michael (nmi) Rivera, Victor K. Tsang and Stephen A. Zimmerman, be, and they are hereby awarded Bronze Medals of Valor and granted a reward of $50.00 each as provided for under said Section of the Charter.

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 360-84

RECOMMENDATIONS OF THE AWARDS COMMITTEE - APPROVED

RESOLVED, that the following named members of the Police Department, be, and they are hereby granted Awards of Valor--Silver Medal and Bronze Medal, under the provisions of General Order O-5, Sections 1-A and 1-C of the San Francisco Police Department, as approved by the Awards Committee on Friday, March 30, 1984.

Officer Edbert Dare	Silver Medal of Valor
Officer David Tambara	Silver Medal of Valor
Sergeant Michael (nmi) O'Connell	Bronze Medal of Valor
Officer James G. Bosch	Bronze Medal of Valor
Officer Kurt J. Brunneman	Bronze Medal of Valor
Officer Rosemary (nmi) Castro	Bronze Medal of Valor

Officer Ernest C. Chapman	Bronze Medal of Valor
Officer Glen J. Ghiselli	Bronze Medal of Valor
Officer Leslie L. Chong	Bronze Medal of Valor
Officer Jill P. Connolly	Bronze Medal of Valor
Officer Richard L. Corriea	Bronze Medal of Valor
Officer Daniel M. Curiel	Bronze Medal of Valor
Officer Matthew J. Hanley	Bronze Medal of Valor
Officer James E. Hickson	Bronze Medal of Valor
Officer Patrick F. Mullins	Bronze Medal of Valor
Officer Lucio A. Perez	Bronze Medal of Valor
Officer Billy R. Smith	Bronze Medal of Valor
Officer Lucio A. Perez	Bronze Medal of Valor
Officer James T. Spillane	Bronze Medal of Valor
Officer Benjamin (nmi) Spiteri	Bronze Medal of Valor
Officer Michael (nmi) Rivera	Bronze Medal of Valor
Officer Victor K. Tsang	Bronze Medal of Valor
Officer Stephen A. Zimmerman	Bronze Medal of Valor

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RECEIPT OF REVISED GENERAL ORDER NO. P-10, "OUTSIDE SPECIALIZED TRAINING." (COPIES SENT TO EMPLOYEE ORGANIZATIONS)

Deputy Chief Mullen asked that this Item be continued for three weeks for status report which was approved.

RECEIPT OF GENERAL ORDER NO. A-1, "WRITTEN COMMUNICATIONS SYSTEM" (COPIES SENT TO EMPLOYEE ORGANIZATIONS

Deputy Chief Mullen asked that this Item be continued for three weeks for status report which was approved.

RECOMMENDATION OF THE CHIEF OF POLICE THAT MR. TRINIDAD MARTINEZ BE GIVEN PERMISSION TO INCREASE THE PASSENGER CAPACITY OF HIS JITNEY BUS PERMIT FROM TWELVE (12) TO FIFTEEN (15) PASSENGERS

Officer Farrell Suslow appeared on this item and stated the department recommends that Mr. Martinez be granted the increase from 12 to 15 passengers, it is authorized under the Police Code and they recommend approval.

RESOLUTION NO. 364-84

REQUEST OF MR. TRINIDAD MARTINEZ FOR PERMISSION TO INCREASE THE PASSENGER CAPACITY OF HIS JITNEY BUS FROM TWELVE (12) TO FIFTEEN (15) PASSENGERS - APPROVED

WHEREAS, Mr. Trinidad Martinez requested by letter a hearing before the Police Commission for permission to increase his passenger capacity from twelve (12) passengers to fifteen (15) passengers; and

WHEREAS, the Police Commission, after hearing a favorable report from the Police Department's Permit Bureau regarding Mr. Trinidad Martinez's capability of increasing his passenger capacity and of having purchased the approriate amount of insurance to cover such increase approves Mr. Martinez's request; therefore be it

RESOLVED, that it is the order of the Police Commission that the request of Mr. Trinidad Martinez for permission to increase his jitney bus passenger capacity from twelve (12) to fifteen (15) passengers be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Hsieh, Nedler, Sanchez

STAFF REVIEW AND RECOMMENDATION OF PUBLIC CONVENIENCE AND NECESSITY FOR LIMOUSINES -

Officer Suslow stated they did not present a formal report to the Commission. That this item was heard as per the Commission's policy last September and that there was no need for additional limousines and that he has received no information since that time to indicate the situation has changed. Commissioner Nelder asked how many limousines were operating. Officer Suslow stated some 52-53 licenses but the State of California Public Utilities Commission also licenses them so there are hundreds of thousands and they don't count them. He said probably in July a lot will come through the Police Department. Commissioner Nelder moved that the Police Commission accept the Department's recommendation and issue no new limousine permits.

POLICE COMMISSION FINDINGS IN REGARD TO PUBLIC CONVENIENCE AND NECESSITY FOR THE ISSUANCE OF LIMOUSINE PERMITS

RESOLUTION NO. 362-84

APPLICATION FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR THE OPERATION OF LIMOUSINES - DENIED

WHEREAS, each of the below-named persons applied to the Police Commission for a declaration by the Commission of Public Convenience and Necessity for the issuance of permits to operate a limousine in the City and County of San Francisco; and

WHEREAS, this matter came on for hearing before the Police Commission of the City and County of San Francisco on March 22, 1984 and continued to and including April 5, 1984; and

WHEREAS, the various persons testified in oposition to the granting of additional permits and evidence in support of their position was presented to the Commission; and

WHEREAS, the law required that in order for a declaration of public convenience and necessity to be made, the applicants shall have the burden of proof to establish by clear and convincing evidence that public convenience and necessity requires the operation of the vehicle for which permit application is made; and

WHEREAS, existing permit holders are, under normal conditions, adequately serving the public; therefore be it

RESOLVED, that it is the decision of the Commission to

deny additional limousine permits; and be it further

RESOLVED, that said permits shall be and are hereby denied to the below-named applicants:

James L. Reid
Milton W. Henke, Jr.
Charles E. Phillips
Charles W. Pearce
Masayoshi Anzai
Nasser Fraydouni
John E. Webb
Nino Filous

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

STAFF REVIEW AND RECOMMENDATION ON PUBLIC CONVENIENCE AND NECESSITY FOR SIGHTSEEING BUSES

Officer Suslow stated the Department's recommendation is to put this item off calendar pending the response from the City Attorney to a group of questions asked. Chief Murphy recommended that the Commission pass a resolution that it has not been proven to the Commission and that no further action be taken on this matter until we receive correspondence from the City Attorney's Office and the matter can be addressed again. Commissioner Nelder made a motion that at this particular time Public Convenience and Necessity has not been shown as it related to sightseeing busses and that this matter be denied.

RESOLUTION NO. 361-84

APPLICATION FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR THE OPERATION OF SIGHTSEEING BUSES - DENIED

WHEREAS, each of the below-named persons applied to the Police Commission for a declaration by the Commission of Public Convenience and Necessity for the issuance of permits to operate a jitney bus in the City and County of San Francisco; and

WHEREAS, this matter came on for hearing before the Police Commission of the City and County of San Francisco on September 14, 1983 and continued to and including April 5, 1984; and

WHEREAS, the various persons testified in opposition to the granting of additional permits and evidence in support of their position was presented to the Commission; and

WHEREAS, the law required that in order for a declaration of public convenience and necessity to be made, the applicants shall have the burden of proof to establish by clear and convincing evidence that public convenience and necessity requires the operation of the vehicle for which permit application is made; and

WHEREAS, existing permit holders are, under normal conditions, adequately serving the public; therefore be it

RESOLVED, that it is the decision of the Police Commission to deny additional sightseeing bus permits; and be it further

RESOLVED, that said permits shall be and are hereby denied to the below-named applicants:

Roy L. Privett
Robert Clutton
Dennis P. Felso
Arnold S. Gridley
Thomas E. Eichler
Thomas J. Collins
Ariel A. Sharabi
Hugh C. Buttery

AYES: Commissioners Daly, Toler, Hsieh, Nelder, Sanchez

RESOLUTION NO. 363-84

HEARING OF POLICE OFFICER MARK SOLOMON, RECORD ROOM

The matter of the hearing of Police Officer Mark Solomon, Record Room, was called it having been continued from the meeting of February 1, 1984.

Officer Mark Solomon appeared in person and was represented by Mr. Stephen Bruce Bley, attorney at law.

Mr. Jerry Akins, attorney at law, appeared on behalf of the San Francisco Police Department.

The following named witness was called by the Prosecution, was sworn, and testified:

Mr. Robert A. Gender
Oakland, California

The following exhibits were submitted as evidence by the Prosecution:

Exhibit No. 6 - Two (2) 2½" X 3" Photographs, one in color of Mr. Robert A. Gender.

After listening to testimony from the above parties, the Commission then adjourned at 2100 hours and the matter was continued to Thursday, May 3, 1984 at 4:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

THE MEETING WAS THEN ADJOURNED AT 9:00 P.M. IN MEMORY OF DEPUTY CHIEF JAMES P. SHANNON

Willie E. Frazier

LIEUTENANT WILLIE E. FRAZIER
SECRETARY
THE POLICE COMMISSION

THE POLICE COMMISSION MEETING OF APRIL 12, 1984
WAS CANCELLED

LIEUTENANT WILLIE E. FRAZIER
SECRETARY
THE POLICE COMMISSION

19 APRIL 1984 REGULAR SESSION

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Thursday, April 19, 1984 at 1600 hours in Regular Session.

PRESENT: Commissioners Daly, Toler, Hsieh, Sanchez
ABSENT: Commissioner Nelder

POLICE COMMISSION REPORT

Commissioner Hsieh stated he would like to have the Commission prepare a special funding requirement for Police Range improvements. He said he had toured the Range and he feels several areas affect the safety and operation efficiency; namely, the equipment, electrical system, alarm system and several other areas. He also stated the parking lot is often used for crowd control practice and baton exercises and instruction and needs to be properly paved to avoid injuries. During bad weather it becomes inoperable. He feels this particular facility is very important to our department, and asked that this be added to the submission of the budget to be included in the modernization program of the nine police stations. Deputy Chief Mullen stated he would see that they do that.

APPROVAL OF CONSENT CALENDAR

RECOMMENDATION OF THE CITY ATTORNEY FOR SETTLEMENT OF THE FOLLOWING CLAIM AGAINST THE CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 383-84

MICHAEL JOHNSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Michael Johnson against the City and County of San Francisco in the sum of $93.50 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 2, 1984

AYES: Commissioners Daly, Toler, Hsieh, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 384-84

AUTHORIZING ATTENDANCE OF OFFICER DIRK BEIJEN, TACTICAL DIVISION, AT THE DEFENSIVE TACTICS INSTRUCTOR UPDATE COURSE IN SANTA BARBARA, CA FROM MAY 9 TO MAY 11, 1984

RESOLVED, that the recommendation of the Chief of Police that Officer Dirk Beijen, Tactical Division, be authorized to attend the Defensive Tactics Instructor Update Course in Santa Barbara, California from May 9 to May 11, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named member of the San Francisco Police Department in a sum not to exceed $380.00 for subsistence, travel and course fees are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Toler, Hsieh, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 385-84

AUTHORIZING ATTENDANCE OF DEPUTY CHIEF RICHARD TRUEB, ADMINISTRATION BUREAU AT THE CALIFORNIA PEACE OFFICERS ASSOCIATION, 64th TRAINING CONFERENCE IN ANAHEIM, CALIFORNIA FROM MAY 20 TO MAY 23, 1984

RESOLVED, that the recommendation of the Chief of Police that Deputy Chief Richard Trueb, Administration Bureau, be authorized to attend the California Peace Officers Association 64th Training Conference in Anaheim, California from May 20 to May 23, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that all expenses incurred by the above-named member of the Police Department in a sum not to exceed $455.00 for registration fees, subsistence and travel will be defrayed from the Department Training Fund.

AYES: Commissioners Daly, Toler, Hsieh, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 386-84

AUTHORIZING ATTENDANCE OF MR. JAYSON WECHTER, SENIOR INVESTIGATOR OF THE OFFICE OF CITIZEN COMPLAINTS, AT THE INTERNAL AFFAIRS INVESTIGATION COURSE IN LOS GATOS FROM MAY 30 TO JUNE 1, 1984

RESOLVED, that the recommendation of Mr. Eugene Swann, Director of the Office of Citizen Complaints, that Mr. Jayson Wechter, Senior Investigator, be authorized to attend the Internal Affairs Investigation Course in Los Gatos from May 30 to June 1, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named member of the Police Department in a sum not to exceed $213.00 for registration and subsistence will be reimbursed from the O.C.C. budget.

AYES: Commissioners Daly, Toler, Hsieh, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 387-84

AUTHORIZING ATTENDANCE OF CAPTAIN JOHN JORDAN, INVESTIGATIONS, LT. GEORGE KOWALSKI, HOMICIDE, LT. FRANK REED, GENERAL WORKS, AND SGT. THOMAS MURPHY, CRIMINALISTICS, AT THE CIVIL LIABILITY ISSUES SEMINAR IN SANTA ROSA, CA ON JUNE 11, 1984

RESOLVED, that the recommendation of the Chief of Police that Captain John Jordan, Investigations, Lieutenant George Kowalski, Homicide, Lt. Frank Reed, General Works and Sgt. Thomas Murphy, Criminalistics, be authorized to attend the Civil Liability Issues Seminar in Santa Rosa, California on June 11, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named members of the Police Department in a sum not to exceed $77.00 each for tuition are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Toler, Hsieh, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 388-84

AUTHORIZING ATTENDANCE OF FINGERPRINT TECHNICIAN WENDY CHONG, CRIMINALISTICS DIVISION, AT THE 68th ANNUAL INTERNATIONAL ASSOCIATION OF IDENTIFICATION AND TRAINING SEMINAR IN SACRAMENTO, CA FROM MAY 9 TO MAY 11, 1984

RESOLVED, that the recommendation of the Chief of Police that Fingerprint Technician Wendy Chong, Criminalistics Division, be

authorized to attend the 68th Annual International Association of Identification and Training Seminar conducted by the International Association of Identification, in Sacramento, California from May 9 to May 11, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named member of the Police Department in a sum not to exceed $296.00 for subsistence, travel and registration fees will be defrayed from the Department Training Fund.

AYES: Commissioners Daly, Toler, Hsieh, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 389-84

AUTHORIZING ATTENDANCE OF OFFICER MARK POTTER, TACTICAL DIVISION, AT THE DEFENSIVE TACTICS INSTRUCTOR UPDATE COURSE IN SANTA BARBARA, CALIFORNIA FROM MAY 9 TO MAY 11, 1984

RESOLVED, that the recommendation of the Chief of Police that Officer Mark Potter, Tactical Division, be authorized to attend the Defensive Tactics Instructor Update Course in Santa Barbara, California from May 9 to May 11, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named member of the Police Department in a sum not to exceed $380.00 for subsistence, travel and course fees are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Toler, Hsieh, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 390-84

AUTHORIZING ATTENDANCE OF CAPTAIN THOMAS O'DONNELL AND SERGEANT EDMUND PRYAL, TRAFFIC BUREAU, P & TC DIVISION, AT THE CIVIL LIABILITY ISSUES SEMINAR IN SANTA ROSA, CA ON JUNE 11, 1984

RESOLVED, that the recommendation of the Chief of Police that Captain Thomas O'Donnell and Sergeant Edmund Pryal, Traffic Bureau, P&TC Division, be authorized to attend the Civil Liability Issues Seminar conducted by the California Peace Officers Educational Research and Training Foundation (CPOERT), California Peace Officers Association (CPOA) and the Commission on Peace Officer Standards and Training (POST), in Santa Rosa, California on June 11, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named members of the Police Department in a sum not to exceed $77.00 each for tuition are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Toler, Hsieh, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 391-84

AUTHORIZING ATTENDANCE OF MR. EUGENE SWANN, DIRECTOR OF THE OFFICE OF CITIZEN COMPLAINTS, AT THE POLICE CIVIL LIABILITY AND CITIZEN MISCONDUCT COMPLAINTS CONFERENCE IN SAN FRANCISCO ON MAY 21 THROUGH MAY 23, 1984

RESOLVED, that the request of Mr. Eugene Swann, Director of the Office of Citizen Complaints, to attend the Police Civil Liability and Citizen Misconduct Complaints Conference in San Francisco on May 21 through May 23, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named member of the Police Department in a sum not to exceed $345.00 for registration will be paid from the OCC Budget.

AYES: Commissioners Daly, Toler, Hsieh, Sanchez
ABSENT: Commissioner Nelder

PRESENTATION OF THE OFFICE OF CITIZENS COMPLAINTS QUARTERLY REPORT

President Sanchez stated for the record that this item was scheduled to be presented formally last week, but unfortunately, due to complications the Commission could not proceed. Because they feel it is of the highest significance, it was put on the special agenda of this meeting and will be continued at the next Commission meeting where there could be additional input, questions and discussion.

Director Swann stated that all investigators have been appointed and have had intensive training. He also stated the OCC office has been renovated and is completed. He is hoping to hire two additional investigators from the approved budget.

Commissioner Toler asked what has prevented the Director from moving forward as he had hoped to from the beginning. Was it poor staffing or facilities? Director Swann stated "No", what has slowed down the process is the whole office had to be established from the ground up and they had to investigate complaints under a different situation than Internal Affairs Division. Director Swann said that the press says they are investigating fewer complaints, but the OCC has less budget and fewer people than Internal Affairs Division had; approximately 40% less money and 6 less investigators than IAD had. He said there is a decline which started in the proceeding year's quarter in unnecessary force complaints.

Commissioner Sanchez asked Director Swann if he felt there is a sabotage effort to hinder the implementation of an effective police monitoring system under the jurisdiction of the San Francisco Police Commission. Director Swann said he didn't believe that was the case at all. He said he believes that perhaps there are some elements in the society that believe they had a preconceived notion of what would be shown and are somewhat disappointed that those expectations have not been met, but he feels he was selected as Director to be as fair and impartial investigator as possible. He said he doesn't think that anything the Police Commission has done or any other governmental agency would adversely affect their ability of doing the job.

President Sanchez stated he would like Director Swann to explain how the Commission might expedite the additional staffing if it is approved so there will be 100% operation. Director Swann said the Bar Association had provided him with names of volunteer hearing officers. He contacted the lawyers and asked them to volunteer. There is a meeting set for May 2 in which all who are willing to serve on a voluntary basis will meet at the Bar Association and discuss time schedules. He believes the hearing to be a check on OCC's formal investigations. Others believe the hearing was a place where anyone could come in and request a hearing and get it regardless of the validity of their statements. He said he hopes to establish a time whereby a hearing officer will be available during the day, part of the evening, and hopefully on Saturday morning.

Commissioner Toler asked if they all would be volunteers. Mr. Swann said at this point yes, and if there is not enough volunteers, they will have to just rotate.

President Sanchez asked if there would be adequate representation for multi-lingual people in the hearing process and the investigation. Mr. Swann said he will make every effort that those persons who have need of assistance or help will receive it on that level and that OCC's staff has bilingual capabilities. President Sanchez said he hoped all options can be explored to be sure hearing officers are from one corporation that can write off their contribution.

President Sanchez asked Director Swann to give a summation on how people are hired. Director Swann said the system operates on the Civil Service system. Since this was a new office there was no criterias for investigators and such, so basically OCC put together the standards and did an outreach program, had interviews, established a whole new Civil Service classification and an eligibility list and hiring. There is currently a list that is good for four years.

Commissioner Daly stated she is concerned about whether the formal training has been accomplished. Director Swann said there is ongoing training but not the same kind that existed for the two months, and that is what he calls formal training when they devoted their full time to training. So from August 22 to October 17, they did engage in that kind of training.

Commissioner Daly said she would like to be assured that before the Democratic National Convention and all the other events that every staff member in OCC has not only received the formal training and the academy training but has missed nothing. Mr. Swann said he had no quarrels with that but that some of the training at the academy would be requested of a police officer but are not pertinent to civilian investigators, such as physical agility, some of the obstacle courses, the firing range.

Commissioner Toler asked if OCC is at 100% now. Director Swann said they are at 100% in the sense that they have all the bodies that are allotted to them; but they are in need of some equipment, typewriters, word processors. That request for equipment has been made. The area that receives the most public concern is the hearing officer, and as far as equipment, he thinks they can provide that and someone to transcribe and keep the calendar for the hearing officer.

Commissioner Hsieh said he felt that when things go wrong, excuses are always made, that there is not enough budget. He said there is a lot of expectations by the public to see that it is functioning on a normal basis and he advises the Director not to give too rosy of a picture, because the public will believe everything is really going great and it is misleading when two months later the Commission finds that there isn't enough equipment or public information or pamphlets. He said he wants to make sure the public understands it does take time to reach the 100% level and if OCC is operating on a lower level, the public should know or the credibility of the unit will be questionable.

Director Swann said he knows the Commission has some concern about the absence of the pamphlet, but he has been making efforts to talk to many groups throughout the city which he has engaged in actively.

Commissioner Hsieh said that they would have to look at OCC's next quarterly report and see the true performance of the unit, and that there are many questions raised by the public that are probably premature for the Director to respond to.

President Sanchez said that although the Commission is backlogged, an effort will have to be made to calendar Director Swann every month as it is a top priority item. He said the Commission needs to know what needs to be maintained and what needs to be

discarded. He stated an ad hoc committee should be set up consisting of Commissioners Hsieh and Daly to work with the Director to insure if the Commission needs to know something they can be in almost daily communication with the Director or rotate it. The matter will be continued on the calendar for next week for public discussion.

Deputy Chief Eimil then gave a summation of the demonstration on Monday, April 16, protesting Henry Kissinger who was making a speech to the Commonwealth Club in the Hilton Hotel at Mason and Ellis St. It involved the group CISPUS which is a Central American group opposing U.S. policy in Central America. The demonstrators were throwing rocks, bottles, red paint, eggs and marbles at police officers and their horses. They tore down an American flag from the pole and broke a front window at the Mark Twain Hotel. They struck police officers and horses with metal chains. 200 people refused to disperse. 106 were arrested and 85 were cited. 77 persons refused to identify themselves. All were charged with failing to disperse and three were charged with assault. Two police officers were injured and three persons from the Mark Twain Hotel suffered minor injuries. One demonstrator was injured. There were 1,000 people moved off the street with very minimal injuries on either side. Deputy Chief Eimil was contacted by two members of those groups who want to meet with the Police Department so these things don't happen again.

Commissioner Hsieh complimented him for a job well done, along with Commissioners Daly, Toler and Sanchez.

THE MEETING WAS THEN ADJOURNED AT 5:00 p.m.

Willie E. Frazier

Lieutenant Willie E. Frazier
Secretary
THE POLICE COMMISSION

26 APRIL 1984 SPECIAL MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 512, Hall of Justice, 850 Bryant Street, on Thursday, April 26, 1984 at 1630 hours for a Special Meeting.

PRESENT: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

1. Attorney-Client Conferenc

Commissioner Sanchez presiding.

26 APRIL 1984 REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Thursday, April 26, 1984 at 1730 hours in a regular meeting.

PRESENT: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

Commissioner Sanchez presiding.

POLICE COMMISSION REPORT

Commissioner Sanchez said he wished to congratulate the staff from the San Francisco Police Activities League for their outstanding work in which they hosted the first annual Northern California Police Activities League this week where there were young people from all over the South Bay and Northern California.

Commissioner Nelder said he wanted to bring the matter of an increase in the Narcotic Squad and that the Commission supports this increase. He said a task force was formulated at his motion previously and wondered if the Chief was prepared to tell what's been accomplished through that task force. The Chief said he would bring the task force in so they can give a report. He is expecting a staff report in the next couple of weeks. Commissioner Nelder stated he would also like to see in the study that a concept be developed for the treatment of addicts so they can go someplace for hel .

PRESENTATION OF MEDALS OF VALOR AND CERTIFICATES

Commissioner Toler expressed his pleasure of serving as Chairman of the Awards committee held on Friday, March 30, 1984. He stated that two silver Medals of Valor and 21 bronze Medal of Valor Awards were awarded for their courageous, bravery and professional police work. The Medals and Certificates were then presented to the Officers.

RESOLUTION NO. 360-84

RECOMMENDATIONS OF THE AWARDS COMMITTEE - APPROVED

RESOLVED, that the following named members of the Police Department, be, and they are hereby granted Awards of Valor --Silver Medal and Bronze Medal, under the proviisons of General Order 0-5, Sections 1-A and 1-C of the San Francisco Police Department, as approved by the Awards Committee on Friday, March 30, 1984.

Officer Edbert Dare	Silver Medal of Valor
Officer David Tambara	Silver Medal of Valor
Sergeant Michael (nmi) O'Connell	Silver Medal of Valor
Officer James G. Bosch	Bronze Medal of Valor
Officer Kurt J. Brunneman	Bronze Medal of Valor
Officer Rosemary (nmi) Castro	Bronze Medal of Valor
Officer Ernest C. Chapman	Bronze Medal of Valor
Officer Glen J. Ghiselli	Bronze Medal of Valor
Officer Leslie L. Chong	Bronze Medal of Valor
Officer Jill P. Connolly	Bronze Medal of Valor
Officer Richard L. Corriea	Bronze Medal of Valor
Officer Daniel M. Curiel	Bronze Medal of Valor
Officer Jeffrey C. Greenlaw	Bronze Medal of Valor
Officer Matthew J. Hanley	Bronze Medal of Valor
Officer James E. Hickson	Bronze Medal of Valor
Officer Patrick F. Mullins	Bronze Medal of Valor
Officer Lucio A. Perez	Bronze Medal of Valor
Officer James T. Spillane	Bronze Medal of Valor
Officer Benjamin (nmi) Spiteri	Bronze Medal of Valor
Officer Michael (nmi) Rivera	Bronze Medal of Valor
Officer Victor K. Tsang	Bronze Medal of Valor
Officer Stephen A. Zimmerman	Bronze Medal of Valor
Officer Billy Smith	Bronze Medal of Valor

POLICE COMMISSION COMMENDATIONS

Police Officer Richard G. Daniele

Police Officer Joseph M. Buono

Police Officer Arthur Stellini

Police Officer Robert L. Armanino

Police Officer John P. Fewer

Police Officer Edmund L. Garcia

Police Officer Alex T. Williams

Police Officer Philip D. Brown

Police Officer Darby J. Reid

Police Officer Joseph S. Mayers

Police Officer Donald L. Peters

Police Officer John C. Francisco

Police Officer David P. Kucia

Police Officer Michael (NMI) Morley

Police Officer Kandy (NMI) San Pietro

Police Officer Kenwade (NMI) Lee

Police Officer Richard C. Lannom

Police Officer Alfred E. Baldocchi

Police Officer James S. Gervasi

Police Officer Thomas R. Argo

Police Officer Brian A. Boyd

Police Officer Vincent A. Catanzaro

Police Officer Daivd A. Oberhoffer

Police Officer Dale L. Allen

Police Officer Robert H. Rogers

Police Officer Larry J. Camilleri

Police Officer Michael K. Rodriquez

Police Officer Dean A. Sorgie

Police Officer Eric K. Hipp

Police Officer Michael J. McFadden

AYES: Commissioners Daly, Toler, Nelder Sanchez
ABSENT: Commissioner Hsieh

STATUS REPORT IN THE MATTER OF OFFICER KEVIN DEMPSEY, SUPPORT SERVICES BUREAU/COMMUNICATIONS

Mr. Akins, Attorney for the Police Department stated that this matter is now in the 5th day of jury trial and is expected to go another week or two and suggested it be put over for three weeks. The matter is continued to May 17.

RESOLUTION NO. 424-84

STATUS REPORT IN THE MATTER OF POLICE OFFICER KEVIN DEMPSEY, SSB COMMUNICATION

WHEREAS, the status report in the matter of Police Officer Kevin Dempsey, SSB Communications, was called it having been set for this date; and

WHEREAS, Mr. Jerry Akins, attorney for the San Francisco Police Department, requested a continuance in this matter; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Police Officer Kevin Dempsey, SSB Communications is set for Thursday, May 17, 1984, at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

STATUS REPORT IN THE MATTER OF OFFICER MARTY WAY, PROPERTY CONTROL

RESOLUTION NO. 392-84

STATUS REPORT IN THE MATTER OF POLICE OFFICER MARTY WAY, PROPERTY CONTROL

WHEREAS, the status report in the matter of Police Officer Marty Way, Property Control, was called it having been set for this date; and

WHEREAS, Mr. Jerry Akins, attorney for the San Francisco Police Department, requested a continuance in this matter; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Police Officer Marty Way, Property Control, is set for Thursday, May 17, 1984, at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

STATUS REPORT IN THE MATTER OF OFFICER LEONARD JEONG, PROPERTY CONTROL

RESOLUTION NO. 393-84

WHEREAS, the status report in the matter of Police Officer Leonard Jeong, Property Control, was called it having been set for this date; and

WHEREAS, Mr. Jerry Akins, attorney for the San Francisco Police Department, requested a continuance in this matter; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Police Officer Leonard Jeong, Property Control, is set for Thursday, May 17, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

HEARING OF POLICE OFFICER SEVERO FLORES, INGLESIDE STATION

Mr. Akins requested that this matter go over to June 21, 1984.

RESOLUTION NO. 398-84

HEARING OF POLICE OFFICER SEVERO FLORES, INGLESIDE STATION

WHEREAS, the hearing of Police Officer Severo Flores, Ingleside Station, was called it having been set for this date; and

WHEREAS, it has been requested by Mr. Robert Martin, attorney for Officer Flores, that the matter be continued to June 21, 1984; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Severo Flores, Ingleside Station is continued to Thursday, June 21, 1984 at 5:30 p.m.

in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Nelder

HEARING OF POLICE OFFICER DANIEL MARR, PARK STATION

Mr. Akins stated in this matter there was a discovery motion filed in Superior Court which will take a couple of weeks. The matter was put over three weeks for setting of date for hearing.

RESOLUTION NO. 399-84

SETTING OF DATE FOR HEARING OF POLICE OFFICER DANIEL MARR, PARK STATION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Daniel Marr, Park Station, was called it having been set for this date; and

WHEREAS, it was requested by Mr. Jerrry Akins, attorney for the San Francisco Police Department that the date for the hearing before the Police Commission be set for May 17, 1984; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Daniel Marr, Park Station, is set for Thursday, May 17, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

APPROVAL OF CONSENT CALENDAR

The Consent Calendar was approved except for Traffic Item No. 6. Mr. and Mrs. Ballentine appeared to protest revocation of the green zone which consists of one-half of green zone being removed. Mr. and Mrs. Ballentine stated they want the green zone to remain as is because it is used by their customers to their antique store. They state cars are always parking in their zone. Officer Lindgren of Traffic Survey stated the Department received a petition signed by 50 residents of the area requesting the green zone be removed.

The Department's recommendation is to remove one-half of the green zone. Officer Lindgren stated signs were posted in the neighborhood notifying residents of the hearing. Commissioner Sanchez asked that this be referred to the Chief and held over for one week for additional information. Chief Murphy said he would like to hear what legal parking is available on that block and would like to hear from the parking controller in the neighboorhood as to what his/her observations are. Commissioner Daly stated she would like to know what parking there is on California Street and about the option of putting a yellow zone on California Street. The matter is continued to May 10.

RECOMMENDATION OF THE TRAFFIC BUREAU ON THE INSTALLATION OF ZONING FOR THE REGULATION OF TRAFFIC ON THE PUBLIC STREETS

1014 CLEMENT ST (11th AV) "CASA ELEGANTE" GRANT

At 1014 Clement Street, INSTALL 21' Special Truck Loading Zone from 68' to 89' west of 11th Avenue, put sign on Meter 1010 from 7 a.m. to 11 a.m.

2343 TARAVAL ST (33rd AV) "THE COFFEE MUG" GRANT

At 2343 Taraval Street, INSTALL 22' Green Zone from the east building line 22' west.

2001 37th AV (PACHECO ST) "ST. IGNATIUS COLLEGE PREPARATORY" GRANT

At 2001 37th Avenue, INSTALL 22' Blue Zone from north school building line 22' south.

1339 McALLISTER ST (PIERCE ST) "THIRD BAPTIST CHURCH" GRANT

At approximately 810 Pierce Street, INSTALL 22' Blue Zone from 16' to 38' north of the south building line.

2530 JUDAH ST (30th AV) "AMERICAN GYMNASTICS CLUB" GRANT

At 2530 Judah Street, INSTALL 22' White Zone from 10' to 32' west of the east property line. (Paint out existing Green Zone which was revoked 12/10/80).

666 MISSION ST (ANNIE ST) "BUILDERS EXCHANGE" REVOKE

At 666 Mission Street, REVOKE 36' Yellow Zone from west property line to 36' west of west property line. INSTALL two (2) One Hour Meters. Leaves 24' Yellow Zone from 32' to 56' west of Annie Street.

901 GEARY BLVD (LARKIN ST) "S.F.P.D." REVOKE

At 901 Geary Boulevard, REVOKE 36' White Zone from 27' to 63' west of Larkin Street.

375 ELLIS ST (JONES ST) "S.F.P.D." REVOKE

At 375 Ellis Street, REVOKE 20' White Zone from 11' to 31' west of the east line.

2298 CALIFORNIA ST (WEBSTER ST) "S.F.P.D." REVOKE

At 2298 California Street, REVOKE 22' White Zone from 18' to 60' east of Webster Street.

539-41 STEVENSON ST (6th ST) "S.F.P.D." REVOKE

At 539-41 Stevenson Street, REVOKE 36' Yellow Zone, 36' west from the east line of the building.

543-545 STEVENSON ST (6th ST) "S.F.P.D." REVOKE

At 543-545 Stevenson Street, REVOKE 45' Yellow Zone from 36' to 81' east of west building.

1994-98 HAYES ST (CLAYTON ST) "S.F.P.D." REVOKE

At 1994-98 Hayes Street, REVOKE 40' Yellow Zone east from the west line of the building.

70 BROADWAY ST (DAVIS ST) "S.F.P.D." REVOKE

At 70 Broadway Street, REVOKE 20' Green Zone from 25' to 45' east of the west building line.

2855 JUDAH ST (34th AV) "S.F.P.D." REVOKE

At 2855 Judah Street, REVOKE 30' Green Zone from 3' to 33' east of 34th Avenue

2 BRADY ST (MARKET ST) "S.F.P.D." REVOKE

At 2 Brady Street, REVOKE 27' Yellow Zone from 10' to 37' south of Market Street.

20 BRADY ST (STEVENSON ST)"S.F.P.D." REVOKE

At 20 Brady Street, REVOKE 40' Yellow Zone from 30' to 70' south of Stevenson.

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 352 feet of green, blue, Yellow, and white zones at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

RECOMMENDATION OF THE CITY ATTORNEY FOR SETTLEMENT OF THE FOLLOWING CLAIMS AGAINST THE CITY AND COUNTY OF SAN FRANCISCO

RESOLUTION NO. 402-84

MARIO PACHECO

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Mario Pacheo in United States District Court Action No. C-82-5396 entitled "Mario Pacheco vs. City and County of San Francisco, et al.," in the sum of $5,221.50 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 12, 1982

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

RESOLUTION NO. 403-84

MIGUEL P. NAVARRO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Miguel P. Navarro against the City and county of San Franciso in the sum of $3,021.31 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 17, 1984

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

RESOLUTION NO. 405-84

MARVIN TAYLOR

RESOLVED, that the recommendation of the City Attorney

for settlement of the claim of Marvin Taylor against the City and County of San Francisco in the sum of $260.00 as the result of damages sustained, be, and the same is hereby approved.

RESOLUTION NO. 406-84

VINCENT STORNAIOULO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Vincent Stornaioulo against the City and County of San Francisco in the sum of $68.40 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: March 6, 1984

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

RESOLUTION NO. 407-84

ELIZABETH MURRAY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Elizabeth Murray against the City and County of San Francisco in the sum of $68.40 as the result of faulty tow, be, and the sam is hereby approved.

Date of Incident: March 1, 1984

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

RESOLUTION NO. 408-84

FLOYD TRUE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Floyd True against the City and County of San Francisco in the sum of $59.20 as the result of faulty tow, be, and the same is hereby approved.

Date of Incident: March 14, 1984

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

RESOLUTION NO. 409-84

ROBERT LINDQUIST

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Robert Lindquist against the City and County of San Francisco in the sum of $59.20 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: March 9, 1984

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

RESOLUTION NO. 410-84

RAY HENTON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ray Henton against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: March 9, 1984

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

RESOLUTION NO. 411-84

LARRY BURRHOLDER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Larry Burrholder against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 5, 1984

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

RESOLUTION NO. 412-84

MARCELLE GRANT

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Marcelle Grant against the City and County of San Francisco in the sum of $50.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: February 15, 1984

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

RESOLUTION NO. 413-84

JAMES D. URQUHART

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of James D. Urquart against the City and County of San Francisco in the sum of $50.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: April 20, 1983

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

RESOLUTION NO. 414-84

W. JOCK WHIDDEN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of W. Jock Whidden against the City and County of San Francisco in the sum of $33.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: March 14, 1984

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

DOCUMENTS DEPT.
OCT 1 1985
PUBLIC LIBRARY

RESOLUTION NO. 379-83

BRIAN WORTH AND HIS ATTORNEY, WILLIAM B. BOBETSKY, ESQ.

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Brian Worth and his Attorney, William B. Bobetsky, Esq., in the sum of $1,702.07 in Superior Court Action No. 748-418 entitled "Gregory D. Dickens vs. the City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: June 18, 1978

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 380-83

ROBERT FLORES

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Robert Flores in the sum of $4,145.00 in Superior Court Action No. 797-649 entitled, "Robert Flores vs. City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 14, 1982

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 381-83

CATHERINE SALLY CASSEL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Catherine Sally Cassel against the City and County of San Francisco in the sum of $3,560.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: May 4, 1982

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

RESOLUTION NO. 382-83

CAROL MARY SECHE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Carol Mary Seche against the City and County of San Francisco in the sum of $50.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: March 10, 1983

AYES: Commissioners Daly, Toler, Murphy, Sanchez
ABSENT: Commissioner Nelder

Criminalistics Division, be authorized to attend the Advanced Field Evidence Technician Course, conducted by the California State University, Center for Criminal Justice Research and Training in Long Beach, California from May 21, To May 25, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above named members of the Police Department in a sum not to exceed $695.00 each for tuition, subsistence and travel are reimbursable by POST.

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLUTION NO. 419-84

RESOLVED, that the Traveling Expense Voucher submitted by the following named member of the Police Department be, and the same is hereby approved:

Officer David Robinson) $226.00 (Clandestine Drug Laboratory Course
(Sacramento, California
(03/20/84 - 03/22/84

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

RESOLUTION NO. 420-84

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department be, and the same is hereby approved:

Officer Daniel Hampton) $226.00 (POST Special Seminar/Weaponless Defense/Baton Instructor
(Sacramento, California
(04/10/84 - 04/12/84

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

RESOLUTION NO. 422-84

AUTHORIZING ATTENDANCE OF POLICE OFFICERS DANIEL McDONAGH, RANDOLPH RADOSEVICH AND BRETT HIGDON, TACTICAL DIVISION AT THE COUNTER SNIPER SCHOOL, AT FORT ORD, CA FROM MAY 7 TO MAY 11, 1984

RESOLVED, that the recommendation of the Chief of Police that Police Officers Daniel McDonagh, Randolph Radosevich and Brett Higdon, Tactical Division, be authorized to attend the Counter Sniper School, conducted by the Federal Bureau of Investigation at Fort Ord, California from May 7 to May 11, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named members of the Police Department in the amount of $375.00 each for subsistence and travel are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

RESOLUTION NO. 421-84

AUTHORIZING ATTENDANCE OF SERGEANT ARTHUR GERRANS AND POLICE OFFICER SUSAN HERNANDEZ, VICE CRIMES DIVISION AT THE VICE INVESTIGATION COURSE, IN LOS GATOS, CALIFORNIA FROM JUNE 25 TO JUNE 29, 1984

RESOLVED, that the recommendation of the Chief of Police that Sergeant Arthur Gerrans and Police Officer Susan Hernandez, Vice Crimes Division, be authorized to attend the Vice Investigation Course, conducted by San Jose State University in Los Gatos, Caifornia from June 25 to June 29, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named members of the Police Department in a sum not to exceed $553.20 each for subsistence, travel and registration fees are reimbursable by P.O.S.T

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

RESOLUTION NO. 423-84

AUTHORIZING ATTENDANCE OF SERGEANT EDMUND PECINOVSKY, ADMINISTRATION BUREAU, AT THE CALIFORNIA PEACE OFFICERS ASSOCIATION 64th TRAINING CONFERENCE IN ANAHEIM, CA FROM MAY 20 TO MAY 23, 1984

RESOLVED, that the recommendation of the Chief of Police that Sergeant Edmund Pecinovsky, Administration Bureau, be authorized to attend the California Peace Officers Association 64th Training Conference in Anaheim, California from May 20 to May 23, 1984, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the above-named member of the Police Department in a sum not to exceed $455.00 for registration fees, subsistence and travel will be defrayed from the Department Training Fund.

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

CHIEF'S REPORT TO THE POLICE COMMISSION

No Report.

PUBLIC DISCUSSION REGARDING OPERATION OF THE OFFICE OF CITIZENS COMPLAINTS

Lieutenant Frazier reads a letter from Mr. Peter Mezey from the San Francisco Bar Association of which entire contents are on file in the Police Commission Office. In part it states that Mr. Mezey is pleased that Mr. Swann has guaranteed that by the time of the Democratic National Convention the Office of Citizens Complaints would be fully and properly functions, that he is pleased Mr. Swann has arranged a meeting on Wednesday, May 2, for the lawyers who have volunteered to act as pro bono hearing officers for the Office of Citizens Complaints.

Mr. Ernest Blush, Board of San Francisco Chapter, American Civil Liberties Union stated that one of the things he wants to point out is that the Charter and rules provide that the Office of Citizen Complaints make monthly summaries of the complaints received and prepare recommendations quarterly concerning policies or practices of the Department that could be changed or amended. He stated the report itself that OCC submitted is not too clear. It speaks of percentages and it should have numbers. He said they are very dissatisfied with the slow pace of the investigations and that there have been no cases before the hearing officers. Also, the pamphlets notifying citizens there is an Office of Citizens Complaints is not out yet.

Mr. Swann stated there are quarterly reports issued and that the monthly reports are available to anyone who wants them. The pamphlets are in the works and ready for printing.

Mr. Dana Van Gorder, representing Supervisor Harry Britt said they had sent a letter to the Commission outling some major concerns about Office of Citizen Complaints and to date have not reveived a response to the letter. He says they have received insurances regularly from Mr. Swann that all these issues would be resolved and that the hearing officers will be in place by March and pamphlets notifying citizens there is an Office of Citizens Complaints iis not out yet.

Commissioner Sanchez stated the Commission certainly welcomes continued input and suggested recommendations. He stated at the last meeting the Commission assigned Commissioner Daly and Commissioner Hsieh to an hoc committee to work closely with Director Swann. He stated that the Office of Citizens Complaints is one of their highest priorities and are doing everything they can to make sure it gets underway and in full operation. He said it will be on the Commission calendar at least once every quarter . Commissioner Daly made a motion that there be a monthly report on the agenda which was seconded.

Director Swann stated regarding the question about not investigating, that they do investigate it even if it is a one on one situation. Mr. Swann stated he expects to have hearing officers about the 3rd week in May. He said he thinks the pamphlets will be printed tommorrow. He said they are to be printed in English, Spanish, Tagalog, Cantonese and Vietnamese.

STATUS REPORT IN REGARD TO GENERAL ORDER P-10 "OUTSIDE SPECIALIZED TRAINING" (MEET AND CONFER PENDING)

Deputy Chief Mullen stated that the employee organizations have no reservations to their being approved.

RESOLUTION NO. 394-84

DEPARTMENT GENERAL ORDER P-10, "OUTSIDE SPECIALIZED TRAINING - APPROVED

RESOLVED, that the Police Commission hereby approves the revision to Department General Order P-10, Outside Specialized Training.

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

PUBLIC HEARING IN REGARD TO GENERAL ORDER A-1, "WRITTEN COMMUNICATION SYSTEM"

RESOLVED, that the Police Commission hereby approves the revision to Department General Order P-10, Outside Specialized Training.

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

PUBLIC HEARING IN REGARD TO GENERAL ORDER A-1, "WRITTEN COMMUNICATION SYSTEM"

This Order has already been approved.

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION ADOPT A POLICY FOR SUSPENSION OF OPERATION REQUEST SUBMITTED BY MOTOR-VEHICLE-FOR-HIRE PERMIT HOLDERS

Officer Lamont Suslow appeared for the Police Department and stated the Department is recommending adoption of the resolution to handle and process requests to suspend the operation of their permits. The one modification would be Section 1C of the resolution and the policy which would be to include written documentation supporting the requests. The item was then approved.

RESOLUTION NO. 395-84

SUSPENSION OF OPERATION REQUESTS SUBMITTED BY MOTOR-VEHICLE-FOR-HIRE PERMIT HOLDERS

RESOLVED, that the San Francisco Police Commission hereby approves the policy regarding a suspension of operation request submitted by a motor vehicle for hire permit holder as follows:

A suspension of operation request submitted by a motor vechcle for hire permit holder shall:

a) Be in writing.
b) Set forth the reason (s) for the request.
c) Include written documentation supporting the request (i.e. letter indicating illness signed by doctor; letter or contract signed by mechanic listing necessary repairs to vehicle; etc.)

2. A suspension of operation request submitted by a motor vehicle for hire permit holder must be granted by the Chief of Police and approved by the Police Commission per Proposition K, Section 4a.

3. A period of suspension of operation due to sickness, death, or other similar hardship shall not exceed ninety (90) calendar days in any one twelve (12) month period.

4. The Police Commission approves the following conditions as approved reasons regarding a suspension of operation request:

a) The vehicle malfunctions, no spare vehicle exists and more than ten (10) days are needed to repair the vehicle.
b) The driver quits, the owner can't drive and more than ten (10) days are needed to locate train and obtain the required permit for a new driver.
c) The owner/driver or the driver takes a vacation for a period of time exceeding ten (10) days.

d) The owner/driver is ill or is ordered by his physician not to drive and more than ten (10) days are needed to convalesce or to locate, train and obtain the required permit for a new driver.

5. When the condition which necessitates the filing of a suspension of operation request is one which is listed in Section 4 of this policy the request shall be deemed to be approved by the Police Commission and the Chief of Police may grant the request without a hearing beforethe Police Commission provided the request is in compliance with provisions of Proposition K and this policy. A copy of the suspension of operation request and the Chief's decision shall be forwarded to the Police Commission for administrative purposes.

6. When the condition which necessitates the filing of a suspension of operation request is one which is not listed in Section 4 of this policy the request shall be reviewed by the Chief of Police and forwarded along with the Chief's decision to the Police Commission for the Commission's review and decision.

REQUEST FOR APPROVAL OF PROPOSED FEE FOR METALLIC TAXICAB MEDALLIONS

Officer Suslow stated that once a year the Commission, by law, is asked to set the fee for taxicab medallion and the Permit Bureau is recommending a fee of $3.00. The proposed fee was approved.

RESOLUTION NO. 396-84

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION ADOPT A RESOLUTION ESTABLISHING A FEE OF $3.00 FOR THE PERIOD OF JULY 1, 1984 TO JUNE 30, 1985, FOR EACH METALLIC TAXICAB MEDALLION ISSUED BY THE SAN FRANCISCO POLICE DEPARTMENT TO EVERY TAXICAB PERMIT HOLDER - APPROVED.

WHEREAS, the Police Commission is the authority, under Section 1135.2.1 of the Police Code, for the setting of the annual fee for metallic taxicab medallions; and

WHEREAS, the Police Department has submitted a metallic taxicab medallion cost analysis indicating the cost of production and issuance of the metallic taxicab medallions; therefore be it

RESOLVED, that the Police Commission hereby establishes a fee of $3.00 for the period July 1, 1984 to June 30, 1985 for each metallic taxicab medallion issued by the San Francisco Police Department to every taxicab permit holder;

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION ADOPT A RESOLUTION APPROVING PSYCHOLOGICAL ASSESSMENT OF ENTRY LEVEL POLICE OFFICERS - TENTATIVE APPROVAL

Sergeant Benner appeared on this item and he stated Dr. Roberts won't be available for two weeks at least. Sgt. Benner stated they are shooting for an academy class for July 2 and coordinating with backgrounds would require that the testing begin next month. He said he already has the letters written and if he has the Commission's approval to give two weeks notice to the applicants.

Commissioner Sanchez stated there are questions he would like to ask Dr. Roberts.

Sgt. Benner stated that what is before the Commission is a resolution dealing with stipulations of a confidentiality for Civil Service which he thought addressed a number of the Commission's concerns. Civil Service passed on the proposal and that has not changed in any way and to put it off two weeks they would not be able to go forward with the schedule that is in place. And that the problem is that if they don't screen them, then the department cannot screen any other on the list and would lose them for the remainder of the list.

Chief Murphy said he shares Sergeant Benner's concern abouth the timing and suggested that tentative approval be given for Sergeant Benner to make notifications pending final approval by the Commission. That way the process can get started and they could always pull back on it if they like.

The matter was continued for one week to May 3, 1984.

HEARING OF THE REQUEST OF OFFICER MICHAEL MORRIS FOR A RECOMMENDATION FOR DISABILITY RETIREMENT

WHEREAS, the hearing of the request of Police Officer Michael R. Morris, Community Services Division, for disability retirement, was called it having been set for this date; and

WHEREAS, it was requested by Sgt. Michael S. Hebel, attorney for the San Francisco Police Officers' Association, that the matter be continued to June 7, 1984, therefore be it

RESOLVED, that the hearing in regard to the request for disability retirement of Officer Michael R. Morris, Community Relations Division, is set for Thursday, June 7, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

HEARING OF RECRUIT OFFICER LIANE SCARSELLA, PROPERTY CONTROL

The hearing of Recruit Officer Liane Scarsella, Property Control, was called it having been set for this date. Recruit Officer Scarsella was charged with violating the Rules and Procedures as follows:

SPECIFICATION NO. 1

Failure to demonstrate satisfactory proficiency in the use of a firearm (violation of Section IX 3c (1) of the Recruit Training Manual of the San Francisco Police Department).

in a properly verified complaint by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department.

Recruit Officer Liane Scarsella appeared in person and was represented by Mr. James Collins, attorney at law.

Mr. Michael Gash, attorney at law, appeared as Prosecutor for the San Francisco Police Department.

An opening statement was made by Attorney Collins.

An opening statement was made by Attorney Gash.

The following named witnesses appeared for the Prosecution, were sworn, and testified:

Sgt. Michael Wode
Personnel & Training
Police Pistol Range

Sgt. Michael S. Hebel
Police Academy

The following witnesses appeared for the Defense, were sworn, and testified:

Lt. Joseph Mangan
Property Control Division

Closing statements were made by both the Prosecuting and Defense Attorneys.

Chief of Police Cornelius P. Murphy recommended termination, to be held in abeyance for thirty (30) working days pending her requalification at the Police Pistol Range. If she requalifies she will be allowed to reenter the Police Academy, if not, she will be immediately terminated at the end of the thirty (30) working days.

The Commission took the matter under submission, after which the following resolution was adopted:

RESOLUTION NO. 397-84

DECISION - HEARING OF RECRUIT OFFICER LIANE SCARSELLA, PROPERTY CONTROL DIVISION

WHEREAS, on January 26, 1984, Cornelius P. Murphy, Chief of Police of the San Francisco Police Department, nade and served charges against Recruit Officer Liane Scarsella as follows:

SPECICIFICATION NO. 1

(a) From about November 8, 1982 until about December 1, 1982, Recruit Officer Liane Scarsella, Star No. 1044, was a member of the 154th Recruit Class assigned to the Police Academy. On or about December 1, 1982; Recruit Officer Scarsella was injured during physical training and was transferred to Personnel:

(b) On or about February 14, 1983, after being physically certified to return to duty, Recruit Officer Scarsella became a member of the 155th Recruit Class. On or about March 30, 1983, Recruit Officer Scarsella was transferred from the Academy for failing the Field Arrest Search for the third time. On or about May 25, 1983, Recruit Officer Scarsella successfully completed a final retest which Chief Cornelius P. Murphy ordered and she was recycled into the next Recruit Class;

(c) On or about September 13, 1983, Recruit Officer Scarsella reentered the Academy with the 156th Recruit Class, however on December 22, 1983, she was transferred to the Police Crime Lab;

(d) The passing score established by the department for qualification in the use of a firearm is 54 hits out of 72 rounds fired (75%);

(e) From about November 15, 1983 until November 18, 1983, Recruit Officer Scarsella appeared at the Police

Range and received training on how to use a firearm. Recruit Officer Liane Scarsekka's qualification scores during this perod were:

November 15, 1983 - 36 hits; November 16, 1983 - 19 hits and 27 hits; November 17, 1983 - 27 hits and 20 hits; and on November 18, 1983 - 31 hits and 30 hits;

(f) On or about December 3, 1983, Recruit Officer Scarsella appeared at the Police Range for her remediation phase. Recruit Officer Scarsella scored a 31 on her first qualification attempt. She then received four hours of remediation and on her second qualification attempt achieved achieved a score of 33. Recruit Officer Scarsella was then given two additional hours of remediation;

(g) On or about December 18, 1983, Recruit Officer Scarsella appeared at the Police Range for further remediation. On her first qualification attempt she achieved a score of 23. She was then given four hours of remediation and on her second qualification attempt she achieved a score of 47. Recruit Officer Scarsella then received an additional hour or remediation and achieved a score of 42 on her third qualification attempt of the day;

(h) On or about December 21, 1983, Recruit Officer Scarsella appeared at the Range and achieved a 46 on her first qualification attempt. She then received three additional hours of remediation and on her last qualification attempt of the day she achieved a score of 49;

(i) On or about January 13, 1984, pursuant to the order of Chief Cornelius P. Murphy, Recruit Officer Scarsella was given a final opportunity to qualify at the Range. She achieved a score of 45;

(j) The Commission on Peace Officer Standards and Training (P.O.S.T.) has established performance objectives which all candidates for peace officers must achieve to be certified by P.O.S.T.) to perform duties as peace officers must achieve to be certified by P.O.S.T. to perform duties as peace officers. Performance obbjective 7.15.1 requires candidates for peace officers to achieve an acceptable score established by the hiring agency while firing a minimum of 50 rounds on a handgun course;

(k) Recruit Officer Scarsella, by failing to qualify at the Police Range after eight (8) attempts to qualify and after receiving over thirteen (13) hours of remediation, has failed to demonstrate a satisfactory proficiency in the use of firearms which constitutes a violation of Section IX 3c (1) of the Recruit Training Manual, which states:

"c. Every recruit shall be required to demonstrate satusfactirt porficiency in the following areas:

1. Weapons: Each recruit will be required to score a minimum of seventy percent (70%) in the qualification course..."*

(* On September 1, 1983, the minimum score required to qualify was raised to seventy-five percent (75%).

and

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Thursday, April 26, 1984, and on Thursday, April 26, 1984 the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that the said charges made and filed against Recruit Officer Liane Scarsella as contained in Specification No. 1, Section IX 3c (1) of the Recruit Training Manual of the San Francisco Police Department are sustained by the evidence presented at the hearing and the Commission hereby adopts the allegations contained in said charges as its findings on this matter; therefore be it

RESOLVED, that it is the order of the Police Commission that based on these findings, consistent with the Commission's duty to protect the health, safety and general welfare of the Citizens of the City and County of San Francisco and the public in general, and in order to promote efficiency and good discipline in the San Francisco Police Department, the Commission orders Recruit Officer Liane Scarsella be terminated from the San Francisco Police Department but said termination shall be held in abeyance for thirty (30) working days, commencing Friday April 27, 1984 at 0001 hours to and including Thursday, June 7, 1984 at 2400 hours, pending successful re-qualification at the San Francisco Police Pistol Range; and be it further

RESOLVED, that if Recruit Officer Liane Scarsella demonatrates satisfactory proficiency in the use of weapons at the Police Pistol Range said termination order shall be withdrawn and she shall reenter the San Francisco Police Academy and be retrained in those areas needed for her to function as a San Francisco Police Officer; and be it further

RESOLVED, that if Recruit Officer Liane Scarsella fails to demonstrate satisfactory proficiency in the use of weapons at the Police Pistol Range within the thirty (30) working days as outlined above, then said termination from the San Francisco Police Department, held in abeyance, would be immediately imposed and effective Thursday, June 7, 1984 at 2400 hours.

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

HEARING OF POLICE OFFICER BRUCE O. POWELL, COMMUNITY SERVICES

RESOLUTION NO. 400-84

WHEREAS, the hearing of Police Officer Bruce O. Powell, Community Services, was called it having been set for this date; and

WHEREAS, it was requested by Mr. John Prentice attorney for Officer Powell, that the matter be continued to May 24, 1984; therefore be it

RESOLVED, that the hearing of Police Officer Bruce O. Powell, Community Services, is continued to Thursday, May 24, 1984 at 5:30 p.m. in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Nelder, Sanchez
ABSENT: Commissioner Hsieh

THE MEETING WAS THEN ADJOURNED AT 2150 HOURS

Lieutenant Willie E. Frazier/Secretary
THE POLICE COMMISSION

ACM-1355
14922.1